

EMORY UNIVERSITY



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JOURNAL
OF
THE SENATE
OF THE
STATE OF GEORGIA
AT AN
ANNUAL SESSION
OF
THE GENERAL ASSEMBLY,
BEGUN AND HELD AT
MILLEDGEVILLE, THE SEAT OF GOVERNMENT,
IN NOVEMBER AND DECEMBER,
1824.

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JOURNAL

OF

THE SENATE

OF THE

STATE OF GEORGIA.

At an annual session of the General Assembly begun and held at the State-House in the town of Milledgeville, on Monday the first day of November 1824, the following members from their several counties attended, and the hon. David Blackshear chosen as Chairman, having taken his seat, they produced their credentials, and were severally sworn agreeably to the Constitution of this state, and to support that of the United States, by Harris Allen, Esq. one of the Justices of the Inferior Court of Baldwin county, and took their seats, to-wit.

- From the county of Hall, the hon. Fleming F. Adrian.
- From the county of Elbert, the hon. Beverly Allen.
- From the county of Liberty, the hon. Wm. W. Baker.
- From the county of Wilkinson, the hon. Samuel Beall.
- From the county of Laurens, the hon. David Blackshear.
- From the county of Crawford, the hon. John Blackstone.
- From the county of Baldwin, the hon. James Bozeman.
- From the county of Decatur, the hon. James Brown.
- From the county of Hancock, the hon. Epps Brown.
- From the county of Jasper, the hon. John W. Burney.
- From the county of Habersham, the hon. Benjamin Cleveland.
- From the county of Clarke, the hon. Zadock Cook.
- From the county of Columbia, the hon. Peter Crawford.
- From the county of Chatham, the hon. Wm. Davies.
- From the county of Jefferson, the hon. Roger L. Gamble.
- From the county of Pike, the hon. Springer Gibson.
- From the county of Oglethorpe, the hon. George R. Gilmer.

From the county of Tattnall, the hon. John H. Gilmore.
 From the county of Madison, the hon. Samuel Groves.
 From the county of Putnam, the hon. Simon Holt.
 From the county of DeKalb, the hon. Lochlin Johnson.
 From the county of Newton, the hon. Harrison Jones.
 From the county of Dooly, the hon. Wm. Lampkin.
 From the county of Franklin, the hon. Jas. H. Little.
 From the county of Warren, the hon. Henry Lockhart.
 From the county of Glynn, the hon. Jas. C. Mangham.
 From the county of Montgomery, the hon. Duncan McCrimmon.
 From the county of Scriven, the hon. Roger McKinnie.
 From the county of Rabun, the hon. Andrew Miller.
 From the county of Jones, the hon. J. C. B. Mitchell.
 From the county of Irwin, the hon. Budd Mobley.
 From the county of Jackson, the hon. Hugh Montgomery.
 From the county of Walton, the hon. Zachariah Phillips.
 From the county of Effingham, the hon. Clem Powers.
 From the county of McIntosh, the hon. Allen B. Powell.
 From the county of Bibb, the hon. Oliver H. Prince.
 From the county of Bullock, the hon. Allen Rawls.
 From the county of Lincoln, the hon. Rem. Remson.
 From the county of Henry, the hon. James Sellers.
 From the county of Wayne, the hon. Sherrard Sheffield.
 From the county of Early, the hon. Richard C. Spann.
 From the county of Greene, the hon. Thomas Stocks.
 From the county of Morgan, the hon. Young Stokes.
 From the county of Fayette, the hon. James Strawn.
 From the county of Emanuel, the hon. Stephen Swain.
 From the county of Pulaski, the hon. Ezekiel Taylor.
 From the county of Washington, the hon. Wm. A. Tennille.
 From the county of Monroe, the hon. Hope H. Tignor.
 From the county of Richmond, the hon. Val. Walker.
 From the county of Houston, the hon. Wm. Wellborn.
 From the county of Burke, the hon. John Whitehead.
 From the county of Twiggs, the hon. Ezekiel Wimberly.
 From the county of Wilkes, the hon. Thomas Wooten; and
 From the county of Gwinnett, the hon. Thomas Worthy.

The senate then proceeded by ballot to the choice of their president, and on counting the votes it appeared that the hon. Allen B. Powell, of the county of McIntosh, was duly elected president of the Senate of the state of Georgia.

They then proceeded in like manner to make choice of their secretary, and on counting out the votes it appeared that William Y. Hamsell was duly elected secretary.

They then proceeded in like manner to the choice of their messenger, and on counting out the votes it appeared that Henry Williams was duly elected messenger.

They then proceeded to the choice of door keeper, when on counting out the votes it appeared that Rhodom A. Greene was duly elected door-keeper.

From the county of Telfair came the hon. John Coffee, produced his credentials, was qualified by the president of senate, and took his seat.

On motion of mr. Swain,

Resolved, That the secretary inform the house of representatives that the senate is organised and ready to proceed to business, having made choice of the hon. Allen B. Powell, of the county of McIntosh, their president, and William Y. Hansell, their secretary.

On motion of mr. Swain,

Resolved, That the rules of senate of the last session be adopted for the government of the present session, until altered.

The senate adjourned until to-morrow morning 10 o'clock.

TUESDAY, 2d November, 1834.

From the county of Camden came the honorable John Hardee, produced his credentials, was duly qualified by the president of the senate, and took his seat.

On motion of mr. Lockhart,

Resolved, That the president appoint a committee on privileges and elections, with power to send for persons and papers.

Whereupon the president appointed messrs. Lockhart, Whitehead, Mitchell, Tennille and Mobley, that committee.

Mr. Holt laid on the table the following resolution.

Resolved, That the president now proceed to the appointment of the following joint standing committees on the part of senate, to-wit:

On the state of the republic—finance—internal improvement—public education and free schools—banks—printing—judiciary—military—enrollment—and penitentiary.

Mr. Walker laid on the table the following resolution.

Resolved, That a committee be appointed on the part of senate to join such committee as may be appointed on the part of the house of representatives to wait on his excellency the governor and inform him that the general assembly is now organized and ready to receive any communication that he may think proper to lay before them.

Mr. Swain laid on the table the following resolution,
Resolved, That a committee be appointed to prepare and report a bill to lay off Emanuel county into election districts.

Mr. Worthy notified the senate that he will after to-day move for the appointment of a committee to prepare and report a bill to give further time to the fortunate drawers in the land lotteries of this state to take out their grants.

Mr. Jones notified the senate that he would after to day, move for the appointment of a committee to prepare and report a bill for the alleviation of the purchasers of fractions at the late fraction sales.

Mr. Prince notified the senate that he shall after to day move for a committee to be appointed to enquire what extent and what mode of relief will be proper for the county of Bibb, and that they have power to report by bill or otherwise.

Mr. Mobley laid on the table the following resolution.
Resolved, That there be a committee appointed to prepare and report a bill for the division of Irwin county.

Mr. Davies notified the senate that he will after to day, move for the appointment of a committee to prepare and report a bill to be entitled an act to pardon Thomas Franklin Hall convicted of the murder of a slave in the county of Chatham.

Mr. Davies also notified the senate that he will after to-day move for the appointment of a committee to prepare and report a bill to be entitled an act to prohibit the cultivation of rice within two miles of the limits of the city of Savannah in the county of Chatham.

A message was brought from the house of representatives by mr. Dawson their clerk, informing the Senate, that the house of representatives are now organized, having chosen the hon. John Abercrombie their speaker, and Wm. C. Dawson their clerk, and are ready to proceed to business.

And he withdrew.

The president laid before the senate a written communication and documents from John J. Maxwell, Esq. of Bryan county on the subject of a tie in the election of senator of said county, which was read and referred to the committee on privileges and elections.

A message was brought from the house of representatives by mr. Dawson their clerk, informing the senate that the house of representatives have appointed a committee on their part to join such committee as may be appointed on part of the senate to wait on his excellency the governor and inform him that the general assembly is now organized and ready to proceed to business.

And he withdrew.

The senate took up the message, concurred therein and joined a committee on their part consisting of messrs. Walker, Gilmer and Burney.

Mr. Walker from the joint committee appointed to wait on his excellency the governor and inform him that the general assembly are now organized, Reported—

That they had performed the duty assigned them, and received for answer from his excellency, that he will lay before both branches of the legislature his communication at 12 o'clock this day.

Mr. McKinne presented two petitions from John Rawls and William Gross, and from sundry other citizens of Scriven county, praying the remission of certain fines imposed on the said Rawls and Gross, which were read and referred to a committee consisting of messrs. M. Kinne, Cook and Rawls.

Mr. Montgomery presented a petition and documents from Richard Hutchinson and John Osborn and sundry other persons, praying the emancipation of a certain person of color by the name of Henry, commonly called Henry Adams.

Which was read and referred to a committee consisting of messrs. Montgomery, Cleveland and Sellers.

Mr. Holt called up the resolution for the appointment of the joint standing committees, which was read and agreed to.

Whereupon the president appointed the following committees, viz:

Committee on the State of the Republic.

Messrs. Stocks, Wooten, Gilmer, Burney, Holt, Walker and Prince.

On Finance.

Messrs. Brown of Hancock, Mitchell, Crawford, Coffee, McKinne, Johnson and Beall.

On the Judiciary.

Messrs. Gamble, Davies, Little, Montgomery, Blackshear, Cook and Wellborn.

On Banks.

Messrs. Bozeman, Wimberly, Jones, Spann, Gilmore, Rawls and Tennille.

On Agriculture and Internal Improvement.

Messrs. Allen, Whitehead, Worthy, Ignor, Brown of Decatur, Powers and Mangham.

On Public Education and Free Schools.

Messrs. Cleveland, Baker, Blackstone, Miller, Sheffield, Sellers and Remson.

Military Committee.

Messrs. Wimberly Walker, Coffee, Blackshear, Miller, Brown of Hancock, Tennille.

Committee on the Penitentiary.

Messrs. Lockhart, Gibson, Swain, Adrian, Phillips. Groves and

On Enrollment.

Messrs. Stokes, Lamkin and McCrimmon.

On Printing.

Messrs. Hardee, Strawn and Gamble.

On motion of Mr. Montgomery,

Resolved, That both branches of the general assembly will convene in the representative chamber on Thursday the 4th of November, instant, at 11 o'clock, A. M. for the purpose of electing nine electors of President and Vice President of the United States, also a senator to represent this state in the Congress of the United States for the term of six years from and after the fourth day of March next, and also a senator to represent this state in the Congress of the United States in the room of the hon. Nicholas Ware, deceased.

Ordered, that the secretary do carry the same to the house of representatives for their concurrence.

The following communication with accompanying documents was received from his excellency the governor, by his secretary Mr. Wood, viz :

EXECUTIVE DEPARTMENT, GEORGIA. }
Milledgeville, 2d Nov. 1824. }

*Fellow-Citizens of the Senate,
 And House of Representatives,*

It is a matter of gratulation, that since the last assembly of the legislature, the United States have continued in a state of peace with all nations, courting amicable relations with all by a just and impartial system, and exhibiting at the same time, the armor necessary to command respect to our rights every where. Connected with such happy auspices, the present year has been made memorable by the landing of General, late Marquis, La Fayette, on the soil where the first years of his distinguished life were devoted, by purse and sword, to defend all that we held sacred, of political and civil rights. It was due to him to be invited by the chief magistrate, in the name of the people of the state, to our bosoms, and it was accordingly done.

When it is said the United States have so far caused their rights to be respected by all nations, it is by no means to be understood that such a state of things can be lasting. The wisest policy the most pacific dispositions, will not assure us against a change. At this moment an organized confederacy of despots in Europe, more formidable than ever known before, shake their bloody sceptre at all nations who contend for freedom and the rights of man. The United States and Great Britain present the only barrier to the destruction of liberty, else the spirit which animates the Greek in his glorious struggle with the Turk would have been extinguished, South-America subdued, and our fire-sides assailed. So long as the United States and England are leagued against them, these enemies of the human race dare not commit themselves to the seas. Meanwhile the progress of mind, al-

ways seeking liberal principles, will make the cause of right and justice stronger every day, until this array of tyrants shall be broken and scattered, and liberation from thralldom be complete and universal.

The strongest operative principle of the American institutions in diffusing blessings of all kinds among savage and civilized men, is the principle of universal toleration, religious and political. This principle having its foundation in the American constitutions of government, is dispensing its beneficent influences every where, to the uttermost ends of the earth ; and in perfect accord and harmony with the precepts of the gospel, it will make that gospel more and more active in the reclamation of human nature in regions where the rose never blossomed, and where the savage continues to hunt his fellow man as the beast of the forest. In fact, for the spreading of the benign doctrines of christianity among the idolator and heathen, there is reason to believe that an all foreseeing Providence has made this great, and I hope unambitious nation, its chief instrument. If the millenium is to come, American institutions, under the same direction, will bring it to pass. Then, for the first time, comes the epoch of universal peace. Before that, it is our business and our duty to be prepared for war. No sovereign state, whatever be its relation to others, should suffer itself to be wronged or insulted. The weaker, the more strenuously it should insist on its rights, the more vigorously defend them. The Romans never counted the number of their enemies, and it is better that all perish than that one tittle of honor be surrendered. Maintaining, however, with reason, justice and firmness, those rights which belong to us, we ought to make it our care scrupulously to respect the rights of others.

I call your attention, therefore to the state of our militia—under a good system, a bulwark—under a bad one, a rope of sand. It is recommended to you most earnestly, to revise your system. Pains have been taken to give it all the efficacy of which it was susceptible.—Wanting an energetic principle to enforce itself, it would not have been made available for even a temporary organization, but for the virtue and patriotism of our citizens. These virtues, in some degree, supplied the defects of the law, and will enable me to make a tolerable satisfactory estimate of the military power of the state. I cannot in a message like this, enter into detail, but you have accompanying documents which will suffice to show partially the defects of the remedies. But suffer me to entreat, that in this revision you look to a military system purely abstracted from, and having no connexion with the civil polity. The citizen is a different being from the soldier. Carry the civil law into the camp, the latter becomes a fungus upon the state. Instead of perfect subordination and discipline, which regard his own preservation and the safety of the country, he looks constantly to his civil privileges—makes the law for his own government, and decides when he shall look the enemy in the face—when betake himself to flight. In no country can such a military system be maintained as a reliance for defence. Even under the laws of the United States, when the militia take the field, they are subjected to

martial law. It is the novelty of this restraint which in war gives rise to so many difficulties, and cases so many embarrassments before the militia are qualified for active service; and how easy for the citizen to learn that, consulting his own safety and the safety of the state, the moment he takes his position in the ranks, his first duty and his first virtue is obedience, and how habitually easy in war will be the practice thus acquired in times of peace. It will be vain to attempt to discipline the militia in times of peace, unless the strictest subordination and obedience can be commanded among all ranks, from the general to the private. The basis of any good system is organization. Without permanent organization it need not be attempted to uniform, equip, arm or discipline. The organization of the company is the basis of the whole, and it is ascertained by sufficient experience, that it is extremely difficult to maintain a complete organization of companies under the present system. The supineness and indifference of the people who elect the company officers in a period of peace, their carelessness in attending elections at all, and consequently the very improper selections which are frequently made have had a tendency to impair the value of the commission, which ought always to be held honorable. The uncertainty of preferment too, which ought to be the sure reward of merit, deters young men of good character from seeking commissions of the lower grade. In fine, the numerous resignations constantly occurring, and the disinclination frequently manifested for this service, shew the defect to be radical, and to require an effectual remedy. A uniform prescribed for the militia, cheap and useful in the ordinary occupations of life, would have a tendency to diffuse more generally, that military pride so essential to the character of the soldier. The time, it is hoped will arrive, when, under the wise provisions of the act of Congress for this purpose, the whole body of the militia of the United States will be supplied with arms and equipments. In this event, it will be desirable to establish in each county a central depot of arms, to be used on field days, and as the public service may require.

As one of the prominent evils of the existing system, is the habitual non execution of the sanctions and penalties prescribed by the laws, you will find it indispensable, as well for the enforcement of these, as for the uniform and regular execution of their general provisions to provide for the appointment of an adjutant-general, with adequate rank and emoluments, having his office at the seat of government, and if it be thought proper, to establish drill schools for the officers in central points of divisions or brigades, their general superintendence and direction should be confided to him under the orders of the commander in chief. The reports of maj. gen. Newnan and brig. gen. Harden, merit your attention.

Intimately connected with the defence, is the public education of the country. Every citizen, to be qualified efficiently to defend his rights and those of his country, should possess intelligence enough clearly to understand them, and this in the complex relations of our political system, is at once the more necessary and the more difficult. The rich and the poor now unite in the acknowledgment of the advantages accruing from an enlarged system of education, which will

qualify them equally for all the occupations, civil and military, to which the state may call them. In the front of the higher academic institutions already organized, you will take pleasure to recognise Franklin College, an ornament, and under proper endowment, an institution of first utility to Georgia. Next, the academies of counties only requiring a fostering hand to cause them to flourish and produce fruits worthy of the fathers who laid the foundations. I recommend to you to give to these institutions liberally and unsparingly, according to their wants. But above all, I recommend that to the poor of our fellow-citizens you extend a bountiful hand. A poor and honest man is the noblest work of God. How much more worthy your care the children, who under your protecting auspices, might be the best of men, under your neglect, the worst. Nothing is more easy than to comprehend all under the expanded wings spread over these institutions, by the constitution and the laws which limit your discretion in nothing, but the duty always imposed upon you to take care that of public moneys appropriated to any object, a strict accountability be exacted. The rule of apportioning annually a specific sum among the different counties, in proportion to representation, as adopted by an act of the last legislature is not only a fair one, but of easy execution.

The period has arrived when Georgia can no longer postpone the great work of internal improvement. If considerations of the highest order could not prevail, state pride would be a motive sufficiently strong to determine her. Some of her sisters are already far in advance of her. Almost all of them have, to a greater or less extent embarked in it. She sees the most enterprising and persevering among them already deriving advantages from it, which place them in the first rank of opulence and power. A state, therefore, like Georgia, blessed by Providence with the means of reaching the highest commercial prosperity, by a road, plain, direct and practicable, will no longer linger in the rear. She will begin, and with a little patience and perseverance, instead of decaying cities and a vacillating trade, and what is most humiliating, that trade seeking an emporium elsewhere than within her own limits, she will witness the proud and animating spectacle of maritime towns restored and flourishing, new ones rising up—her trade steady and increasing—her lands augmented in value and improved in cultivation—the face of the country beautiful and adorned; and she may witness what was once deemed impossible to human efforts, the western waters mingling with her own, and the trade of Missouri and Mississippi floated through her own territory to her own sea-ports, and all this within the compass of her own resources, provided the ordinary economy, prudence and foresight be employed to husband, cherish and improve them. The first and most important step will be to command an engineer of science and practical skill, and measures have been taken to procure the services of such an one. As it is indispensable that he rank among the highest of his profession, it follows that his compensation should be fixed at such a rate as other states have assigned to the like order of talents and qualification. I am persuaded you will not hesitate to do this. The legislature of Georgia is too enlightened to undervalue the services of mind, and looking to her true interest in this particu-

far, she will find the best economy in the highest compensation. The critical accuracy necessary in every stage of the proceeding, the minuteness of observation, the correctness of calculation, and the application of the mathematical science to the whole, require the first order of cultivated mind, and under the direction of such a mind there is moral certainty, that mistakes or errors of a fatal character will not occur. In avoiding these you save an expenditure, in comparison with which, the salary of a life time would be as nothing. The laborious topographical explorations and surveys which must precede the plans and estimates for the execution of the great works, will also require time; for they are these which will determine what ought first to be undertaken—what most beneficial—what most practicable—what least expensive.

In calling your attention to the Judiciary, I am only directing it to objects with which it has been familiar. To bring justice as near as possible to the home of every citizen, at the least possible expense and with the greatest possible expedition, are maxims of the common law, sound and salutary. The best maxims upon paper are of but little value, unless carried into practical effect. In England, where they have been long disregarded, but whence we derive our models, they have, at this moment, the worst system of practical municipal jurisprudence of any country on earth, and this, chiefly, from the neglect of those very maxims. The delays and expenses of justice are ruinous; so much so, that the very best part of their system, the High Court of Chancery, has become a nuisance to the country. Of what avail are the best principles of juridical science to any people, if in practice they are constantly abused? In our system there is quite enough of delay and expense, and these may be diminished by discarding some silly maxims of the common law. But again, it is to be considered that justice should not only be rendered cheaply, expeditiously, and conveniently, it should be rendered also with uniformity: that is, in all like cases there should be like decisions. In the practice under our system, it is impossible to assure this desirable result, from two causes. 1st. From a number of judges acting separately and apart. 2d. From a want of time to mature their decisions in the most important cases. It has no doubt fallen within the observation of all of you, that frequently the most difficult and complex questions arise before our judges, and they have no more time for the investigation of them, than for the decision of the most plain and simple ones. I advise you, therefore, if for the sake of uniformity, always so desirable in the administration of justice, you deem it expedient to organise a Court of Errors—that you so organize it as not to enhance the expense to suitors. It is before such courts, as commonly organized, that this evil is so sorely felt by the citizen. The expense is increased. An argument is admitted: and this is the source of the expense. The argument is good for nothing. The parties before the court want not the argument—they want the decision. They will be quite content with the argument of the judges, and if the judges selected for their legal wisdom, specifically to decide questions of law submitted by the records of the courts below, cannot decide correctly without a laboured re-discussion of such questions,

not by themselves, but by others who ought not to be our superiors—such a court will only be an evil, by the amount of the unnecessary expense thus incurred. Otherwise, much of good might result from it, more especially if it be made the duty of the court to pass finally upon all questions at the first term.

The compilation and digest of the Statute Law of England in force in this country, has been confided, according to your direction, to William Schley, Esq. And Charles Harris, Thomas U. P. Charlton, and William Davies, Esqrs. gentlemen of distinguished eminence at the bar; have been appointed with supervisory powers to advise from time to time, alterations or amendments as the work progressed; so that whilst by this concert and co-operation it will be rendered more perfect and complete, its final adoption as part of the code of this state will also be rendered more certain. In connection with this important subject, may I be permitted to suggest a like revision and digest of its companion, the common law; or, returning to the dark ages, what belongs to them, would it not be worthy of the generation in which we live, if Georgia, by embodying the best parts of the common and statutory law of England, the Roman civil law, and the Napoleon code, (the last by far the best system extant,) were to supply for herself a code of Jurisprudential Ethics, which having their foundations in reason, justice, and common sense, would be alike applicable to all times and all circumstances; and relieving Georgia from a dependence on foreign legislation, relieve her from reflections humiliating to her pride and mortifying to her self-love.

The molified penal code of Georgia, had two humane objects in view—1st. To spare the life of the criminal whenever it could be done with safety to society. 2d. To reform him by confinement and hard labor—a system which is constantly exhibited in contrast to the bloody one of England, and which from its congeniality with the American character and feeling, it would be desirable to perpetuate. Our code however, is in its theoretical detail defective, and I have no doubt that our Judges, who are most familiar with its virtues and its faults, will pronounce it so. Its mode of execution is at least equally so. The remedy of both is within your power, and to apply it, it is only necessary to understand clearly what the defects are. It will be seen on the most superficial survey, that we passed at once from the extreme of severity to the extreme of lenity. It was never believed that under any tolerable system of criminal jurisprudence, punishment could be dispensed with, and yet the object of reform accomplished. This, however, is our system in practice. There is not even the appearance of punishment connected with our Penitentiary establishment, unless the restraint upon the liberty of roaming at large for the commission of crime, be considered so. The far greater proportion of the convicts at all times are better fed, clothed, and lodged than they have been accustomed to be: and whilst they perform the work necessary to keep the body in a healthful state, they enjoy, not merely the benefits of society, but exactly that description of it which in or out of the establishment, they would seek and court. The punishment in ordinary cases, should be hard labor and solitary con-

finement—hard labor by day and solitary confinement by night. The practice of crowding four or six convicts in the same dormitory, is replete with evils which inevitably and directly defeat the very end of the institution. Not only is vice rendered more vicious by it, but the hope of reformation is forever cut off from those who, not hardened in iniquity, are willing to contemplate in darkness and solitude their first offences against the law, and the gloomy consequences which never fail to follow them. Every species of association or intercourse between the convicts ought to be suppressed, unless it be that kind of it, which is indispensably necessary to the performance of the work in which they are engaged. Some lessons have been taught by the experience of the oldest institutions in the United States, which ought not to be lost to us in looking to the improvement of our own. The oldest and most obdurate offenders acknowledge that continued solitary confinement is the severest, the most irksome and most tedious of all the punishments they have suffered, nevertheless they continue obdurate and unreclaimed. This fact, whilst it affords additional proof of the policy which would prevent association or intercourse between older and younger offenders, and between these and strangers of every description, may show also the expediency of dispensing with continued solitary confinement in most of the aggravated cases, and in place of it, prolonging the time for which they are committed. The report of the principal keeper of the Penitentiary, will disclose some judicious observations relative to the present state of the police, discipline and financial economy of the institution, and certain suggestions for reform and improvement in each.

With unfeigned regret I felt myself constrained to expose the state of the controversy in which Georgia has been reluctantly involved with the United States. That every disposition existed originally on the part of this government to pursue our claims against the general government with moderation and good temper, is manifest from the proceedings themselves. The Executive branch of it unequivocally disclaims to have been prompted on his part by any other than the most friendly feelings towards the constituted authorities of the United States, and he fondly trusts that whatever of irritation has been engendered, or unkind sentiments expressed, the cause is to be sought exclusively in the deep conviction felt by the government of Georgia, that Georgia was about to suffer flagrant wrong and injustice, by the course of policy adopted by the United States in their intercourse with the Indians. Nor were any complaints elicited of this, other than such as were made in the most decorous and respectful terms, before the delegation of Georgia found themselves in an attitude of humiliation at Washington, by the comparison forced upon them, between their own relation and that of a certain other delegation to the Executive government of the United States, in their intercourse with it. Nor was any measure resorted to here of an uncourteous character, until the President of the United States, in a message to Congress, had so treated the claims of Georgia and the rights of the Indians as to foreclose the former forever from making any further claim or demand upon the latter, provided there should be a recog-

nition by Congress or by Georgia of the doctrine asserted by that message. The Governor would have been wanting in duty to the people, whom on that occasion he represented, if he had not seized the first moment to protest, in the strongest language, against such doctrines; and whatever may have been offensive in the manner of the protest which he interposed, he insists that in regard to the matter, truth was in every part of it maintained with the most scrupulous fidelity. The principle asserted by the message was, essentially, that the Cherokees were now the fee simple proprietors of the soil they occupy, and of consequence that no right of territory could lawfully pass from them without their voluntary and express consent—A principle so strange and novel, asserted for the first time in the history of the government, connected as it was with the declaration just previously obtained from the same Indians, that they never would consent to part with another foot of territory, amounted to an absolute denial of our rights and the destruction of our claims either upon the United States or upon the Indians now and forever. It was in contestation of this novel and strange principle the Governor of Georgia found it to be his duty to address himself to the Executive government of the United States, in very plain language. The United States government seemed not to have understood our motto or our emblem, or understanding, to have disrespected them. All our obligations, therefore, to the United States and to ourselves, our love of peace, of harmony and of union, prompted to this as the only means of warning the United States government, in due time, that they were precipitating themselves upon a crisis, the least deplorable of the results of which would be the entire ruin and destruction of the weaker party—results which could not be sought by the United States, and which, we on our part had the strongest motives to avoid. There is yet time to avert them, and it is confidently believed they will be averted. It is impossible for the United States, upon a deliberate re-examination of the subject, ever to persuade themselves, that it would be possible for the state of Georgia, or any other state possessing even limited sovereignty, to make a tame abandonment and surrender of indisputable and sacred territorial rights, to such pretensions as the United States government have thought proper to urge in behalf of the Cherokees. The documents having relation to this unpleasant subject, accompany this message, and I will add little else to the matter of them, save a single fact, to shew how much the United States government have deceived themselves by asserting the principle just adverted to. In the year 1785, the United States concluded a treaty at Hopewell, with the Cherokees, in the first article of which it is declared “that the United States give peace to them and receive them into the favor and protection of the United States,” and in the 4th article of which it is further declared, “that the boundary allotted to the Cherokees for their hunting grounds shall be” so and so, comprehending these very lands which we now demand of the United States. And this concession of even a usufructuary interest is made on certain conditions stipulated in the treaty, and which of course, if violated on the part of the Cherokees, would cause a forfeiture of even this right of hunting. The treaties of Galphinton and Shoulderbone, between Georgia and the Creeks, held in the years ’85 and

'86, contain similar stipulations, recognizing the right of soil, sovereignty and jurisdiction to be in Georgia and the United States, and the right of hunting only in the Indians, and within such limits as Georgia and the United States have designated. You will perceive, therefore, that whatever might have been the kind of tenure by which land were acknowledged to be holden by the Indians before the treaty of Hopewell, after that treaty, so far as respects the Cherokee title to their lands, the tenure was definitively settled. If the fee simple had been with them before, from that moment it departed from them, and vested in Georgia. It could vest no where else, because the United States at that time recognized the paramount claim of Georgia. Now it would behoove the United States to shew how Georgia was divested of this title. She could not be divested but in virtue of her own express consent, and then it behooves the United States to shew the treaty, grant or concession, in which such consent was given. So far from the United States being able to do this, we produce the articles of agreement and cession, to show a confirmation to us of this same territory thus acquired by the treaty of Hopewell. Suffer me to add that the United States have, in theory and practice, uniformly acted upon the principle of the treaty of Hopewell with regard to all other Indians; that is to say, conceding the right of use to the Indians, they have reserved to themselves the allodial title, with which is essentially connected jurisdiction and sovereignty. And that for some reasons or other altogether unexplained, the case of Georgia has been made an exception, both in theory and practice.

The Commissioners of the United States, in their negotiations at Ghent, asserted the rights of the sovereignty and soil of all the Indian country within their boundaries to be in the United States, and consequently that the Indians were mere tenants at will. They assumed, moreover, what is undoubtedly true, that the system adopted by the United States towards the aborigines is more liberal and humane than that practised by any other nation before them. The treaty of Hopewell is the basis of all other treaties with the Cherokees. Its provisions are confirmed expressly by the subsequent ones of Philadelphia in '94, Tellico in '98, and Tellico in 1805. Disregarding the stipulations of these treaties, the United States acknowledge the fee simple to be in the Indians. The Indians therefore may rightfully cede certain portions of territory in fee simple, to private citizens of Georgia. Georgia in the last resort is forced to draw the sword against her own flesh and blood. The United States will then be the primary agent in fomenting civil war between the citizens of Georgia; and what will be more unnatural—the citizens of Georgia resident in the Cherokee county, will appeal to the government of the United States to vindicate their supposed rights, against the assaults of their own brothers. Thus the United States, by their new doctrine, overthrow the entire system of polity before established in their intercourse with the Indians, and will, if they persevere, reduce Georgia to the necessity of resorting for redress to measures depending on herself alone.

As to the guaranties contained in these treaties, they are guaranties to the Indians of the right of hunting on the grounds allotted them

as securities against the trespasses of the whites, who might interfere with that use, and not guaranties of fee simple title. How could the treaties expressly take from the Indians the fee simple in one article and guarantee it to them in another? If the United States have encouraged the Cherokees to make expensive improvements on the lands of Georgia, and such improvements are assigned as the reason for not making the relinquishment, the United States are bound in honor and justice to pay the full value of them, and to give to the Cherokees territory of their own elsewhere, corresponding in extent and fertility with that which they abandon. The government of Georgia solemnly disavows any intention to do the least injustice to the Cherokees. On the contrary, it would respect their rights, as it would those of any other people, and will contribute its full quota at all times, as it has done in past times, to civilize, improve and perpetuate a race of men of great nobleness of spirit, and with whom she has generally lived on terms of peace and friendship, but it can scarcely be expected by the Cherokees themselves, that obvious and indisputable rights of citizens of Georgia, should be yielded to any interest of theirs whether real or imaginary.

The government of the United States have thought proper to state an account current with the state of Georgia. In this account Georgia is charged with an aggregate of \$7,735,243, made up of the following items, viz: \$1,250,000 under the articles of agreement and cession—\$958,954 paid in extinguishment of Indian claims,—\$1,244,137, for 995,310 acres of Arkansas land at the minimum price of \$1 25—and \$4,284,151 paid to the Yazoo claimants. It is perfectly fair and quite consistent with usage, that Georgia, on her part should state an account also; and taking the rule adopted by the United States government, viz: the present minimum price of the public lands, the account would stand thus—80,000,000 acres ceded to the United States, at \$1 25 per acre, \$100,000,000—from which deducting the above amount, charged to Georgia by the United States, will leave a nett balance of \$92,264,757, gratuitously presented by Georgia to the United States. It will be recollected, however, that from the date of the contract with Georgia in 1802, until the 24th day of April, 1820, the minimum price of public lands, had been fixed at \$2 per acre, and when it is considered that between the two periods no lands were sold for less, and large quantities were sold for more, the account can thus be stated—80,000,000 at \$2 per acre, \$160,000,000; making the same allowance for Arkansas lands exchanged with the Cherokees, and giving credit to the United States for \$1,990,620, instead of \$1,244,137, the balance due to Georgia would be \$151,518, 274. The whole revenue of the United States would not pay it in seven years:—to pay it in one year would involve the mass of the population of the United States in infinite distress. The interest would have enabled Georgia to dispense with taxes—to educate all her citizens at the public expence—to have armed and equipped her militia—to have made a garden of the face of the country, intersected every where by turnpikes and canals, and studded with the monuments of art. Foregoing these advantages for the benefit of the United States, Georgia would have been the last to remind the United States that sacrifices had been made on their account, if the federal

government postponing the rights and interests of Georgia, to the imaginary rights of the Indians, had not forced upon her a comparison of what she is, with what she might have been.

But it cannot even be conjectured upon what grounds Georgia has been charged with the amount paid to the Yazoo claimants. Georgia was not consulted in the compromise with those claimants. She never therefore gave her assent to the compromise. On the contrary, so far as she could, she did, by her delegation in Congress resist it.—Georgia, so long as she remained a moral agent could never assent. The act was, in effect and substance, a formal decree of the highest authorities known to the constitution of the United States, in perpetual testimony of the reward which awaits those who shall in future time successfully bribe and corrupt the representatives of the people to sell their country; and as in this case it was the Legislature of Georgia which had been so bribed and corrupted, it could not be expected by the United States that her estate ever would be given. It would have been equally reasonable, if the United States had surrendered the entire country to the claimants, and charged Georgia with the value of it.

No time was lost in transmitting to the President the memorial of the last legislature on the subject of citizens claims against the Creek Indians, which had been provided for by the treaty concluded at the Indian Springs. The answer of the President, communicated through the Secretary of War, is submitted. You will see that the decision of which we complained is considered final, and that no revisal of it need be expected. The provision of the treaty was undoubtedly designed to cover the whole amount of claims of every description, and of every date, up to the year 1802, the justness and fairness of which could be substantiated by sufficient evidence.—Nevertheless the President has thought proper to reject claims for property taken and destroyed, only because it happened to be destroyed, although the broad and comprehensive words of the treaty are “Property taken or destroyed,” and he has moreover resorted to the rules of interpretation prescribed by the law of nations to expound treaties concluded with savages, by which a farther considerable amount is deducted from the claims of Georgia, pre-existing treaties, not having, according to those rules, specifically provided for them. This construction is the more unreasonable, as those treaties were concluded not by Georgia, but by the United States, who ought not now to cause the citizens of Georgia to suffer by their own neglect or omission. Georgia, however, having improvidently assented to refer those claims to the arbitrament of the President alone without appeal, whatever reason she may have to complain of the injustice of the decision, she is precluded from resorting to any measures of her own for redress. The Indians well understanding that the aggregate of the claims amounted to more than \$250,000, intended that the entire sum should be applied to the satisfaction of them. According to the rules adopted by the President, claims to the amount of \$100,000 only, have been admitted. Whether the balance, viz, \$150,000 will be credited to the Indians or will pass into the treasury of the United States, is not known to me.

I announce to you with pleasure that in compliance with the request contained in the memorial of the last session, and in fulfilment of the stipulations of the articles of agreement and cession, a treaty is about to be holden with the Creeks for the extinguishment of their claims to all the lands within our limits. May we not flatter ourselves that this friendly measure is the precursor of the final adjustment of all differences between the general government and the state of Georgia; and that, in a like treaty with the Cherokees, we may see all difficulties removed—the relations of the two governments restored to what they ought to be, and an old contract which has contributed so much to disturb them, carried into complete and final execution.

It gives me great pleasure also to be able to inform you, on the authority of our agent, that the claims for militia services which have been earnestly and repeatedly pressed upon the federal government for some 20 or 30 years past, and which have so far remained unsatisfied, will be likely to find a gracious reception at the ensuing session of Congress. To promote this desirable result, I recommend to you to continue the services of Col. Hunter on the part of the state. The justice of these claims is so undoubted that to be universally acknowledged, they need only be understood.

As soon as it was ascertained that Congress had passed an act authorising the President to procure the necessary surveys, plans and estimates for roads and canals, &c. I addressed a letter to the President, requesting that Georgia should be admitted to a participation of any benefits or advantages which might result to the union from that act, and called his attention particularly to the importance of connecting the waters of the Savannah with those of the Tennessee, and the waters of the St. Mary's with those of the Suwanee. His answer, given through the Secretary of War, is transmitted herewith. It was presumed that the Congress had derived its power to pass the act from the provisions of the constitution which authorise it to regulate commerce between the different states, and which confide to it the defence of the country; and that no operations would be attempted under it which would be confined exclusively to the limits and jurisdiction of any particular state.—Taking this for granted, so far from opposing obstacles to its execution, I thought it my duty to interpose our claim for that proportion of any good resulting from it, which might rightfully belong to Georgia—And here permit me, as connected with this subject to ask your attention to a resolution of the last legislature which authorises the Governor to direct a survey to be made between the navigable waters of the St. Mary's and Suwanee rivers, for the purpose of connecting them by a canal—a measure of great interest to Georgia, and unquestionably of first importance to the United States—but certainly one which can be carried into execution by the United States alone. The territory through which the canal must pass, is the property of the United States, within their exclusive jurisdiction, and any survey attempted there, under the orders of the Governor of Georgia, would be considered a trespass and perhaps resented accordingly. Whilst, therefore, I feel the utmost solicitude that this work should be undertaken promptly,

and believe to, that the United States cannot engage in one which will contribute so importantly to the interests and safety of the whole union. I humbly submit to you the reconsideration of the measure referred to, that if you concur in opinion with me, the resolution may be rescinded. Georgia will not voluntarily place herself in the wrong with the United States whilst points in controversy of a delicate nature remain unadjusted between them.

In executing the resolution of the legislature relative to the running of the line between this state and the state of Alabama, it was discovered from the correspondence between the two governments, that the executive of the United States had never been informed of the desire of the state of Alabama to have the line run. And for this reason alone did the United States object to take any agency in the work. It is true they assigned the additional one of the United States being under no obligation to do so by the articles of agreement and cession, as the legislatures of Georgia and Alabama had believed. Those legislatures were mistaken, but the United States were nevertheless bound by considerations of interest to see that the line when run, was truly run and marked. The country co terminous with that of Georgia belongs as yet to the United States and not to Alabama, and when looking to the ultimate interests of Alabama we invited her in the spirit of sisterly affection, to unite and co operate with us, it was not expected that the principal obstacle to the execution of the work would be found in the denial by the government of the United States that Alabama wished it, especially when it was known here, that so long ago as January, 1823, the legislature of Alabama had come to resolutions expressive of their utmost solicitude that the line should be speedily run, and that copies of the same should be transmitted by the Governor without delay to the President of the United States and to the Governor of Georgia. A copy having been received in due time at this department, it was presumed that one had also been received by the Executive of the United States. It was not for the governor of Georgia to enquire whether, in conformity with the requisitions of the resolutions, a copy had been forwarded to the President of the United States, or whether if forwarded, it had been received. It is sufficient that the United States government may now know that the assent of Alabama to the running of the line is not wanting, and it only remains for me to assure the legislature that whenever it becomes necessary to the interest of the state to cause the line to be run such measures as they think proper to adopt will be carried into execution effectually and without delay. The state of Alabama will of course be invited to concur, and both will consider it due to the United States to give them timely notice. The correspondence on this subject with the government of the United States and that of Alabama is submitted.

It is with great reluctance I feel myself constrained to call your attention to the general relations between the federal and state governments. These relations, instead of being fixed and permanent as the constitution itself, are changing every day although the instrument which defines them does not change. There is in all political bodies, however organized, an instinctive passion for the accumulation

of power. Those of the United States have not been backward in exhibiting this trait, and as this, like most other strong passions, acquires strength by indulgence, it is not a subject of wonder that at this day it should be displayed with a force and effect calculated to awaken the most fearful apprehensions. Under its impulses, if not restrained, the states will be ultimately stripped of the powers once considered essential to their sovereignty, and be doomed to move in the humble and subordinate spheres of corporations, merely municipal, without referring to the series of measures which (derived by latitude of construction) have had a tendency to weaken the powers of the states, and to strengthen those of the general government, it will be sufficient to advert to those of more recent occurrence, because of more alarming character. They are the attempted restrictions upon the state of Missouri as conditions of her admission into the union—the repeated and partially successful assertion of absolute and uncontrollable power over internal improvement,—and lastly, but least to be expected, the bold assumption of the power to regulate at pleasure by duties, restraints and prohibitions the entire industry of the country, and eventually of course to prescribe the direction which the labor of every man shall take, whatever be his own natural inclination or propensity. It was confidently believed before, that if there was any one political feeling cherished by the people of the United States, more universally than another, it was that the freedom of industry, that is to say, the right of every man to betake himself to any honest employment whatever, as best suited his inclination or interest was absolutely secured against the possibility of encroachment from any quarter. The confiding American people no more thought of guarding this right of freedom of industry against the invasion of their representatives, than of prohibiting them from contaminating the purity of the atmosphere they breathed, or poisoning the fountains of water from which they drank. Nevertheless this sacred right, derived immediately from deity, and which no human institutions could take away, did not present even a impediment to the giant strides of the federal government. In thus defying nature and transcending the limits of the constitution, what apology could be found for poor, frail, misguided man, but the one which the advocates of this system have sought for themselves—a refuge in the exploded doctrines of the sixteenth century—a refuge indeed, because covered with a veil of thick darkness. But to our shame be it written, the descendants of the very people of Europe who were enchained for ages by this system rise up in our day, with uplifted hands and voices against it. It is this say they which confined our fathers to their work shops—which cut off all intercourse between man and man, by which intellect could be improved—which made the son to tread in the footsteps of the father—and which left him no ideas, no sentiments, no feelings but what belonged to his family and to his trade. The American Congress who ought to be in the van of every thing liberal in politics, in commerce and in the arts, go back to this era to seek lessons or instructions for their constituents. As Providence will have it, these constituents are 300 years in advance of them, and unless they give lessons to their representatives in turn they will find the general government very soon employed in making roads and digging canals within their own exclusive limits and jurisdiction—levy

ing taxes on one portion of the community for the single purpose of giving encouragement to the industry of another portion of the same community, and finally passing an act of universal emancipation, which would undoubtedly be the last. If the legislature of a state should resolve to resist such assumed powers, the United States government would be reduced to the unpleasant alternative either of enforcing them because they were clear, manifest and explicit ones, or of revoking them, as of equivocal and doubtful character, and not justifying a recourse to civil war to maintain them. And it would seem that this single consideration would be sufficient to deter any wise and prudent administration of government under our constitution from acting upon such constructive powers at all.

I recommend to you to avoid the unnecessary multiplication of laws, as well as their frequent alteration and amendment. In framing such as are necessary, too much caution cannot be observed. Discourage divorces, seldom creditable either to those who ask, or to those who grant them, and always indicating a depraved state of society. Give the more important elections to the people, and confide to others the less—Duties ought never to be required of them, which they are unable or unwilling to perform. If the people desire to retain the inferior and less important elections, undoubtedly their wishes ought to be consulted. It is believed they do not. Of this, however, you are the best judges. The election by the people should be real, not nominal. They should have motives sufficiently propulsive to turn out in their strength whenever the laws require it. It is believed that the civil and military elections which devolve upon the people, would if they were compelled to attend them, stop the plough one-fourth part of the year, bring great distress on families of the poorer class, and subtract in the same proportion from the product of the national industry. Our political morality will never be pure as long as offices are sought with the avidity and importunity, which now distinguish the canvass for them, in all the states with the exception of New-England. Whenever it is believed by the people that those who seek office with most eagerness are frequently the most unworthy, the evil will have found its remedy. Merit is always conspicuous enough, and our people will be sufficiently enlightened to discover and appreciate it. The nomination therefore as well as the election of the candidate ought to belong to them. The American historian will blush to record the scenes in which, within the passing year, candidates for the first dignity have not disdained to be actors. A practice ripened into custom among a whole people, though proved to be a bad one, is not easily changed or discontinued. It is known that this must be the work of time, and of the intelligence and virtue of the people themselves. Whilst I am disposed to respect as I ought, long and established habits and opinions, I would reproach myself were I to withhold a single sentiment the expression of which it was believed the interest or honor of the country required.

It will be your duty under the constitution and laws to proceed at an early day to the election of nine electors of President and Vice-President; and during the session, to the election of a senator of the

United States to succeed the hon. John Elliot, whose term of service expires on the third of March next—also a senator to fill the vacancy occasioned by the death of the hon. Nicholas Ware, and three brigadiers-general, viz: for the first brigade of the second division, vice Thomas Glascock, resigned—for the second brigade of the second division, vice John Irwin, deceased—and for the second brigade of the third division, vice Elias Beall, removed.

The clauses in the public acts which authorise free persons of color to be sold into slavery ought to be expunged from them, as repugnant to the constitution and the laws of God.

The report of the Treasurer will exhibit the state of our finances. The aggregate of sales of the last fractions amounted to \$262,325 25 cents. The commissioners who superintended them deserve well for the assiduity, fidelity and integrity with which they discharged the laborious duties.

A statement of the votes taken at the late general election in conformity with a resolution of the legislature, with a view of ascertaining the popular will in relation to the mode of choosing electors of President and Vice-President, is submitted; from which it appears that a preference has been given to that by popular election, and by a large majority.

A statement of warrants drawn on the treasurer, and a list of executive appointments are likewise submitted.

Various acts and resolutions have, according to their requisitions, been completely or partially carried into effect, as you will see by the documents herewith submitted, viz: resolutions relative to the navigation of Brier creek—to the Steam-Boat Company—to suits against the commissioners for selling fractions in Walton, Gwinnett, Hall, Habersham and Rabun—to appoint some person to rent out Indian reserves—to correspond with the Post-master General in relation to the transportation of the mail between Savannah and Augusta, and that relative to the navigation of Tugalo.

The commissioners appointed to open a road from the Alapaha to the Florida line, not having reported in pursuance of the requisition of the resolution of the 22d December 1823, no measures have been taken in further execution of it.

A resolution of the legislature of Ohio is submitted, recommending the abolition of slavery. Whilst it affords evidence that our sister has not interests of her own to occupy her, and that she manifests very tender concern for ours, we cannot forbear saying that our property will be safe in our own keeping for the present. It is mortifying that our rights of private property should, in violation of every sentiment of delicacy and propriety, be canvassed and passed upon by strangers of every description, and in every possible form of combination and conspiracy. We must arrest this nuisance or throw it back upon the aggressors. That self created societies, prompted by false conceits of philanthropy and benevolence, should officially in-

termeddle in a matter which it is impossible for them to comprehend, because of the dense atmosphere of prejudice which surrounds them would be unpardonable if it were not known that upon certain subjects and in the most enlightened communities, there are to be found the greatest enthusiasts and fanatics. But that the enlightened state of Ohio should assume the prerogative of dictating to Georgia what disposition she shall make of her own domestic property, is passing strange. Georgia has never attempted to interfere, directly or indirectly with the internal polity, local institutions, or rights of property of any of the states, and it was hoped that the same delicacy and forbearance would have distinguished the conduct of other states in relation to herself. The respectable state of Ohio ought to remember that there may be some things connected with her own institutions and manners not very agreeable to the people of Georgia, and that the work of retaliation is always an easy one. She must learn too that the question which she has taken the liberty to present to the legislature of Georgia, is one which Georgia will never permit herself to receive at the hands of strangers—that she will make it for herself whenever it may be proper to make it at all, and exactly at the time and after the manner she shall deem best; and repulsing all foreign interference as obtrusive, will take to herself exclusively the good and the merit, as she will certainly be obliged to take the evil which may come of it. Our sister of Ohio will understand for the future that this a subject *sui generis* which only ourselves can comprehend, that the efforts of others to better the condition of the negro have invariably made it worse, and that the negro has never yet found a sincere friend but his master.

I lay before the legislature at the same time, sundry other resolutions of the states of Ohio, Massachusetts, Maine, New-York, and Mississippi.

The returns of the different Banks in which the state has an interest, are submitted. Two of them have not been made in conformity with the terms of the resolution of the last session, and have been so notified. All of them should resume specie payments without delay. Whatever may be the state of debit and credit in the course of trade between this and other states, producing an unfavorable rate of exchange, that exchange will always be augmented in proportion to the real or supposed depreciation of our paper. And if there exists no cause for the real, the bank should furnish no pretence for a constructive depreciation—a consequence inevitable from a failure to pay in specie, and which will be a clear subtraction from the wealth of Georgia, to the amount of that depreciation.

Finally, I recommend to you to bring to the consideration of the subjects submitted, calmness and temper, and more especially a kindly feeling and forbearance towards each other; so that from the measures which follow, we may be able to render an account of our stewardship creditable if not to our understandings, at least to our hearts. Unless I deceive myself you may safely count on similar feelings predominating here, and if from this concert and concurrence benefits do not ensue, it will be more our misfortune than our fault. Whatever

of error or omission may result, good intention and the love of country will atone for. You will see, indeed, indications of unpleasant feelings, the offspring of our controversy with the United States. Entertaining, we are bound in honesty to express them. The highest considerations and the warmest sympathies attract us to the great centre of our social system. That centre, however, must revolve on its axis in the place assigned to it. The primary and secondary bodies must move each in its own orbit. It is our duty in keeping the even tenor of ours to contribute to the order and harmony of the whole, and this duty we will endeavour to fulfil. That no baleful comet may in its irregular course strike one of them from its place, and deranging the system, bring all back to chaos and confusion, is the fervent prayer of your fellow-citizen.

G. M. TROUP.

Which was read and ordered to lie on the table.

The senate adjourned until to-morrow morning, 10 o'clock.

WEDNESDAY, 3d November, 1824.

Mr. Lockheart from the committee on Privileges and Elections reported as follows :

The committee on privileges and elections beg leave to report, in part—

The petition of John J. Maxwell with the accompanying documents, have been attentively examined, whereby it appears that John J. Maxwell and Andrew Bird were candidates for a seat in the senate of this state from the county of Bryan, and that they had an equal number of votes. It further appears by the depositions of Thomas Ham and Gabriel Ratcliff that Barrett Downs, J. Pickels, Thomas Lanier, Solomon Ralston, Jacob Holbrook, John Rogers, Martin Sherman, Robert Parton, Reuben English, Edward Davis, Thomas Prescott and Richard Crum did vote at said election for the said Andrew Bird.

It further appears by the deposition of John Wells, tax-collector for Bryan county that the following person, to wit: Richard Crum, Solomon Ralston, J. Pickles, John Rogers, Edward Davis, Thomas Prescott, Jacob Holman and others have not paid their taxes for the years 1821 and 1822.

Your committee are of opinion that the last mentioned seven persons were not entitled to vote at said election, and that they should be deducted from the poll of the said Andrew Bird, whereby the said John J. Maxwell will be constitutionally entitled to his seat.

Your committee therefore beg leave to submit the following resolution.

Resolved, That Col. John J. Maxwell from the county of Bryan is constitutionally entitled to his seat in this branch of the general assembly.

Which was read and agreed to.

Whereupon the honorable John J. Maxwell attended in Senate, was duly qualified by the president and took his seat.

Mr Allen presented a petition from James Dudley, which was read and referred to a committee consisting of messrs. Allen, Gilmer and Montgomery.

Mr Allen also presented a petition from Amos Richardson, which was read and referred to a committee consisting of messrs. Allen, Lockheart and Crawford.

The following communication was received from his excellency the governor by Mr. Wood his secretary, to wit :

EXECUTIVE DEPARTMENT, GEORGIA, }
Milledgeville, 3d Nov. 1824. }

I invite the attention of the legislature to the case of the Africans in the possession of the state. It is important that this property should cease either to be an incumbrance or a subject of controversy. They had formerly been distributed among different persons, who in consideration of their services engaged to feed and clothe them—recently it had been attempted to make them profitable to the state, and for this purpose, as well as to watch over their safety, which had been frequently threatened, an agent was appointed, with instructions to hire them to the best advantage, and to persons of good character, who would treat them kindly, and be responsible for their delivery on his demand. They were accordingly hired for an amount which after defraying all expenses would have left a considerable sum to be passed to the credit of the African fund. It was not long however, before attempts were made to inveigle and carry them off—in one of these, notwithstanding the vigilance of the agent, the party succeeded—two were stolen and have not been recovered—in a subsequent one they succeeded so far, as to inveigle and convey six of them, under cover of night, to a plantation of Lewis Bond, where after incessant pursuit, they were finally discovered, secreted in a house under lock and key. Having good reason to believe, from the best information, that William Bowen had been the principal agent in both instances, he was ordered to be arrested, and finding that the charges against him would be supported by sufficient testimony, he made voluntary confession. The presiding magistrates nevertheless, discharged him upon the allegation of a pretended claim. A second effort to bring Bowen to justice, failed in like manner, and seeing that he was sustained by the officers of justice, as well as others, he became emboldened, and threatened to seize and carry away the negroes by force, wherever he could find them. Appeals were made to some of the higher magistrates, to interpose their authority for the execution

of the laws thus outraged and defied, but in vain. But for an act of Providence one of the judges would have attended here promptly, upon my invitation, and as nothing would have been asked but what the laws commanded, there is no doubt, that William Bowen would have been committed or recognised both for his appearance and good behaviour. As it happened no alternative remained but a passive abandonment of the property or the protection of it by the power of the executive—there could be no hesitation—and as it was right that the public buildings and the public officers should be used for the security of the public property, the Africans were ordered to be lodged within the walls of the Penitentiary; and General Newnan was requested, whilst he employed them as beneficially as he could for the advantage of the state, to look to their safety. This task, though no part of his appropriate duty, he undertook and fulfilled to my satisfaction. When soon after it was threatened to wrest them from his possession, by force and under color of law, he was ordered to defend them to the last extremity; and if what was threatened had been attempted, I have no doubt he would have approved himself worthy of my confidence.

The circuit court of the United States had decreed the property to be in Madrazo, who being a Spanish subject, navigating under a Spanish flag, and engaged in a trade sanctioned by the laws of Spain, his vessel and cargo were piratically captured and piratically condemned. A demand was made by the agent of Madrazo under that decree for the delivery of both money and negroes in possession of the state after deducting all expresses heretofore incurred but no attention was paid to it, and considering that error might possibly have been committed in the court below, and having resolved that the property should be surrendered to no authority but your own, I caused an appeal to be entered to the supreme court where it is now depending.

That William Bowen having referred an analagous claim to the superior court of the state for their decision, without awaiting that decision and disregarding the decrees of the circuit court against him, and paying no respect to the appeal pending before the supreme court, or the claim and possession by the state, but disregarding and contemning all, should with the countenance, and encouragement of certain magistrates and others of the county of Baldwin—first covertly, and then openly, attempt to wrest this property from the state, and that these magistrates prohibited by the laws to take cognizance of cases, between citizen and citizen, when the amount exceeded thirty dollars, should assume the power to issue process to compel a surrender of property valued at many thousands, and to decide both the right of property and the right of possession, even without the intervention of a jury, presented cases so strange, anomalous and paradoxical that no solution of them could be found in any principles known to the laws, to justice, or to reason; and moreover exhibited a lawlessness of character and disrespect to the rights of the state so disreputable to a well governed community, that I trust you will see the necessity of interposing your powers promptly to reprehend what is censurable in the past, and to prevent for the future the possibility of

any like occurrence. All the papers connected with this subject are herewith transmitted, as is also one containing an expose of the principles and views which governed my conduct throughout the whole of these transactions. The report of the agent, L. Q. C. Lamar, Esq. will shew you the difficulties he has had to encounter, in the execution of my orders at every step of his progress. The ability, zeal and firmness with which he met all, and surmounted many of them, in the double capacity of counsel and agent, and the untiring perseverance which he has displayed to the last, merit my highest commendation.

Signed,

G. M. TROUP.

Which was read, and together with the accompanying documents referred to the joint judiciary committee.

Also the following communication, to-wit :

EXECUTIVE DEPARTMENT, GEORGIA,
Milledgeville, 3d Nov. 1824. }

Not long after the adjournment of the last legislature certain charges were preferred by A. B. Powell, Esq. then a senator from the county of McIntosh, and a director on the part of the state, of the Bank of Darien, implicating the board of direction of said bank in malversation in office; at the same time, Mr. Powell having resigned his seat at the board, and recommended James Smith, Esq. as a fit person to supply his place; I did not hesitate, knowing the integrity of Mr. Smith to make the appointment, and to inform Mr. Powell that on your first meeting, I would not fail to call your attention to the very grave and serious charges exhibited by him against the administration of the bank. A similar notice was given at the same time to the bank itself. Proceeding, as these charges do, from a senator and director, and involving the purity of an institution in which the community have a very deep stake, and the state itself a very large interest, you will no doubt feel it to be a primary duty to give to the charges a prompt, scrutinizing, and ample investigation, so that if they be sustained, a corrective may be applied, which will not only assure the Bank of Darien, a prudent, judicious and faithful administration of its affairs for the future, but will operate as a caution to all similar corporations within our own limits, that nothing but the strictest probity, and the most upright management of the interest confided to them will secure your confidence and support, and that any departure from these will not fail to bring upon them your severest animadversion and displeasure.

It will be recollected, however, that credit is the animating principle of these institutions, that credit and character are inseparably connected, and no arraignment of the latter for light or trivial causes should be either countenanced or tolerated. The papers marked A. and accompanying this communication, are all which relate to the subject of it, and they embrace both the charges and the defence.

It is very desirable that a subject of this delicacy and involving such great interests should meet as much despatch as is consistent with due deliberation, and it is to be presumed from the very early notice given to the parties of the measures designed to be taken here, that they are prepared with all the testimony which may be deemed material to support either the accusation or defence.

Signed,

G. M. TROUP.

Which was read, and together with the accompanying documents referred to the joint committee on banks.

Mr. Cleveland presented a petition from John Davis, which was read and referred to a committee consisting of messrs. Cleveland, Tigner and Groves.

On motion of mr. Bozeman.

Whereas by the census lately taken throughout this state, it is almost rendered certain that an increase of the number of the members in the popular branch of the legislature will be from twelve to twenty members; and the representative chamber being too small for the accommodation of the present number with any convenience.

Be it therefore resolved by the Senate and House of Representatives, That his excellency the governor be and he hereby is authorized and requested to contract with mechanics of skill and industry to make and have completed by the meeting of the next general assembly such additions and alterations in the representative chamber as he may deem necessary and proper for the comfortable accommodation of at least one hundred and fifty members, and that he is hereby authorised to pay the expenses out of the contingent fund hereafter to be appropriated.

Which was read and ordered to lie on the table.

A message was brought from the house of representatives by mr. Dawson their clerk, informing the Senate, that the house of representatives had concurred in the resolution of senate for the election of nine electors of President and Vice President of the United States, and also for the election of two senators in the congress of the United States from this state.

And he withdrew.

On motion of mr. Stocks,

Resolved, That so much of the communication of his excellency the governor as relates to the extinguishment of Indian title to the lands in the chartered limits of this state, and Indian claims with documents Nos. 3, 4, 5, 7, 8, 15 and 16 be referred to the committee on the state of the republic.

That so much of said communication as relates to the judiciary system be referred to the committee on the judiciary.

That documents Nos. 9, 13 and 14 be referred to the committee on finance.

That so much of said communication as relates to internal improvement with documents Nos. 6, 11 and 12 be referred to the committee on internal improvement.

That so much as relates to banks with documents Nos. 17, 18, 19, and 20 be referred to the bank committee.

That document No. 2 be referred to the penitentiary committee.

And that document No. 1 be referred to the military committee.

Mr. Sellers notified the senate that after to day he will move for the appointment of a committee to prepare and report a bill to apportion the representatives in the different counties throughout this state agreeably to the late census of this state as prescribed by the constitution.

On motion,

The honorable senator from the county of Chatham was added to the joint committee on internal improvement.

Agreeable to notice mr. Swain moved for the appointment of a committee to prepare and report a bill to lay off Emanuel county into election districts.

Ordered, that messrs. Swain, Rawls and McCrimmon be that committee.

Mr. Montgomery from the committee appointed, reported a bill to be entitled an act to emancipate a certain colored man by the name of Henry, commonly called Henry Adams, which was read the first time.

Mr. Sellers notified the senate that after to-day he will move for the appointment of a committee to prepare and report a bill to incorporate the Henry county academy.

On motion,

The honorable senator from the county of Oglethorpe was added to the joint judiciary committee.

The honorable senator from the county of Laurens to the committee on the state of the republic.

The honorable senator from the county of Habersham to the joint committee on internal improvement ; and

The honorable senator from the county of Bryan to the joint committee on the penitentiary.

Mr. Cleveland notified the senate that he will after to day, move for the appointment of a committee to prepare and report a bill to amend the third section of the act regulating the general elections in this state, and to appoint the time of the meeting of the General Assembly, passed February 11th 1799.

The following communication was brought from his excellency the Governor, by his secretary mr. Wood, to wit :

EXECUTIVE DEPARTMENT, GEORGIA, }
Milledgeville, 3d Nov. 1824. }

At the January term 1824 of the superior court of Chatham county, Thomas F. Hall was convicted of the murder of a negro slave,

and his execution was, for various reasons, respited until the 22d of November 1824. It is believed that this unfortunate man is sincerely penitent, and now a proper object of legislative clemency. A certified copy of the record in this case is deposited in the Executive office, and will be at the service of the legislature at any time.

Signed,

G. M. TROUP

Which was read and ordered to lie on the table.

Mr. Stocks notified the senate that after to-day he will move for the appointment of a committee to prepare and report a bill to admit Richard K. Fines and John S. Lewis to plead and practice as attorneys, solicitors and proctors in the several courts of law and equity in this state.

Mr. Stokes notified the senate that after to-day he will move for the appointment of a committee to prepare and report a bill to separate and divorce Betsey Brown and Henry P. Brown her husband.

On motion of mr. Coffee,

Resolved, That the secretary of state be requested to deliver to the secretary of senate the bill passed at the last session of the legislature, altering and amending the second section of the 2d article of the constitution of this state.

Read and ordered to lie on the table.

Mr. Mangham notified the senate that after to-day he will move for the appointment of a committee to prepare and report a bill for the relief of Thomas Foley.

Mr. Mangham also notified the senate that after to day he will move for the appointment of a committee to prepare and report a bill for the relief of the distressed citizens in the counties of Chatham, Bryan, Liberty, McIntosh, Glynn and Camden.

The senate adjourned until to-morrow morning 10 o'clock.

THURSDAY, 4th November 1824.

Agreeable to notice, mr. Mangham moved for the appointment of a committee to prepare and report a bill for the appointment of a committee to prepare and report a bill for the relief of the distressed citizens in the counties of Chatham, Bryan, Liberty, McIntosh, Glynn and Camden.

zens in the counties of Chatham, Bryan, Liberty, McIntosh, Glynn and Camden.

Whereupon, the president appointed messrs. Mangham, Hardee, Sheffield, Baker, Maxwell and Davies that committee.

Mr. Mangham also in conformity with his notice of yesterday, moved for the appointment of a committee to prepare and report a bill for the relief of Thomas Foley.

Ordered, that messrs. Mangham, Gibson and Swain be that committee.

Mr. Davies gave notice that he would after to day move for the appointment of a committee to prepare and report a bill to be entitled an act to authorise James Cleland to plead and practice as an attorney and solicitor in the several courts of law and equity in this state.

Mr. Davies also gave notice that after to-day he would move for the appointment of a committee to prepare and report a bill to be entitled an act to authorise the judge of the superior court for the eastern district to appoint a guardian or trustee for a woman of color named Reno.

Mr. Worthey notified the senate that after to day he would move for the appointment of a committee to prepare and report a bill to be entitled an act to incorporate the Gwinnett county academy.

Mr. Jones agreeably to his notice of yesterday, moved for the appointment of a committee to prepare and report a bill for the alleviation of the purchasers of fractions at the last fraction sales.

Ordered, that messrs. Jones, Adrian and Phillips be that committee.

Mr. Sellers called up his notice of yesterday, and offered by way of substitute, the following motion :

Resolved, That there be a committee on the part of senate to join such as may be appointed by the house of representatives to prepare and report a bill to apportion the representatives throughout this state agreeable to the fifth census of enumeration as provided for by the constitution.

Which being adopted, the president thereupon appointed messrs. Sellers, Stocks, Montgomery, Whitehead and Davies that committee.

A message from the house of representatives by mr. Dawson their clerk, to-wit :

Mr. President,

The house of representatives have appointed on their part the following joint standing committees, viz : on the state of the republic—on finance—on the judiciary—on agriculture and internal improvement—on public education and free schools—on banks—on the penitentiary—on printing—on enrolment—and a military committee.

Mr. Sellers agreeable to notice of yesterday, moved for the appointment of a committee to prepare and report a bill to incorporate the Henry county academy.

Ordered, that messrs. Sellers, Jones, and Brown of Decatur be that committee.

Mr. Cleveland agreeable to notice, moved for the appointment of a committee to prepare and report a bill to amend the third section of an act regulating the general elections in this state, and to appoint the time of the meeting of the general assembly, passed February eleventh 1799.

Ordered, that messrs. Cleveland, Brown of Hancock, Walker, Baker, Blackshear, Holt and Prince be that committee.

Agreeable to notice, mr. Prince moved for the appointment of a committee to enquire what extent and what mode of relief will be proper for the county of Bibb, and that they have leave to report by bill or otherwise.

Ordered, that messrs. Prince, Mitchell and Wimberly be that committee.

Mr. Davies, agreeable to notice, moved for the appointment of a committee to prepare and report a bill to be entitled an act to prohibit the cultivation of rice within two miles of the limits of the city of Savannah in the county of Chatham.

Ordered, that messrs. Davies, Powers and Ginner be that committee.

Mr. Mobley agreeable to notice, moved for the appointment of a committee to prepare and report a bill for the division of Irwin county.

Ordered, that messrs. Mobley, Coffee and Brown of Decatur, be that committee.

Mr. Prince had leave to introduce *instantly*, a bill to be entitled an act to give to master carpenters and masons a lien on buildings erected by them in the town of Macon, which was received and read the first time.

Mr. Allen notified the senate that he would after to-day move for the appointment of a committee to prepare and report a bill to be entitled an act to amend an act to appoint commissioners for the better regulation and government of the town of Elberton.

Mr. Strawn notified the senate that he would after to day move for the appointment of a committee to prepare and report a bill to authorise the justices of the inferior court of Fayette county to convey to the trustees of the academy of said county a lot of land on the west side of the town, for the purpose of erecting an academy thereon.

Agreeable to notice, mr. Worthy moved for the appointment of a committee to prepare and report a bill to give further time to fortunate drawers in the land lottery of this state to take out their grants.

Ordered, that messrs. Worthy, Bozeman and Maxwell be that committee.

A message was brought from his excellency the Governor by his secretary mr. Wood, informing the senate that his excellency the governor had assented to and signed the resolution which originated in senate on the 2d inst. appointing this day at the hour of 11 o'clock A. M. for the election of nine electors of president and vice president of the United States—a senator to represent this state in the congress of the United States for the term of six years from and after the fourth day of March next—and a senator to represent this state in the congress of the United States in the room of the hon. Nicholas Ware, deceased.

Mr. Coffee called up his resolution of yesterday, that the secretary of state be requested to deliver to the secretary of senate the bill passed at the last session of the legislature altering and amending the second section of the second article of the constitution of this state. Which was read and agreed to.

Whereupon, the said bill was received and read the first time.

A message was received from the house of representatives by their clerk mr. Dawson, informing the senate that the house of representatives are now ready to receive them in the representative chamber for the purpose of electing by joint ballot, nine electors of president of the United States—also a senator to represent this state in the congress of the United States for the term of six years from and after the 4th day of March next—and also a senator to represent this state in the congress of the United States in the room of the hon. Nicholas Ware, dec.

And he withdrew.

Whereupon, the president and members of senate repaired to the representative chamber, and being seated, both branches of the General Assembly proceeded by joint ballot to the election of nine electors of president and vice-president of the United States, and on counting out the votes it appeared that Elias Beall of the county of Monroe, Thomas Cuning of the county of Richmond, John Floyd of the county of Camden, John Harden of the county of Twiggs, Warren Jourdan of the county of Jones, William Matthews of the county of Jackson, John McIntosh of the county of McIntosh, John Rutherford of the county of Baldwin, and William Terrell of the county of Hancock, were duly elected.

They then proceeded in like manner to the election of a senator to represent this state in the congress of the United States from and after the 4th day of March next, and on counting out the votes it appeared the hon. John McPherson Berrien was duly elected.

They then proceeded in like manner to the election of a senator to represent this state in the congress of the United States in the room of the hon. Nicholas Ware, dec. and on counting out the votes it appeared the hon. Thomas W Cobb was duly elected.

The senate returned to their chamber, and adjourned until to-morrow morning 10 o'clock.

FRIDAY, 5th November, 1824.

Agreeable to notice Mr. Stocks moved for the appointment of a committee to prepare and report a bill to admit Richard K. Hines and John S. Lewis to plead and practice as attorneys, solicitors and proctors in the several courts of law and equity in this state.

Ordered, that messrs. Stocks, Prince and Davies be that committee.

Mr. Prince notified the senate that he will after to-day move for the appointment of a committee to prepare and report a bill to provide for the trial of claims of slaves levied on under execution, and also to prepare and report a bill concerning elections.

A message was brought from the house of representatives by Mr. Dawson their clerk, informing the senate that the house of representatives have passed a resolution that both branches of the general assembly will convene in the representative chamber on Saturday next, at 11 o'clock A. M. for the purpose of electing a brigadier-general of the first brigade of the second division, a brigadier-general of the second brigade of the second division, and a brigadier-general of the second brigade of the third division, to fill the several vacancies in those brigades, as announced in the communication of his excellency the governor.

Ordered that said message lie on the table.

Mr. Allen presented a letter from major-general Wiley Thompson, announcing his resignation as major general of the fourth division of the militia of the state of Georgia.

Which was read and laid on the table.

Mr. Gilmer presented a petition from John Stewart of Oglethorpe county, which was read and together with accompanying documents referred to a committee consisting of messrs. Gilmer, Holt and Stocks.

Agreeable to notice Mr. Allen moved for the appointment of a committee to prepare and report a bill to be entitled an act to amend an act to appoint commissioners for the better regulation and government of the town of Elberton.

Ordered, that messrs. Allen, Jones and Gamble be that committee.

Mr. Beall notified the senate that after to-day he will move for the appointment of a committee to prepare and report a bill to be entitled an act to incorporate the Wilkinson county academy.

Mr. Stocks presented a printed memorial from the president of the steamboat company of the state of Georgia, which was read and referred to the joint judiciary committee.

Mr. Stocks presented a communication from George R. Clayton, Esq. treasurer of this state, accompanied with a statement of the re-

ceipts and payments at the treasury office, during the political year 1824, which was read and referred to the joint committee on finance.

On motion of Mr. Gilmer,

Resolved, That the president of the senate be authorised to assign a seat within the bar of the senate to any person or persons who may desire to report the proceedings and debates of the senate.

Which was read and ordered to lie on the table.

Mr. Burney notified the senate that after to day he would move for the appointment of a committee to prepare and report a bill to be entitled an act to alter the time of holding the inferior courts in the county of Jasper.

Agreeable to notice Mr. Strawn moved for the appointment of a committee to prepare and report a bill authorising the justices of the inferior court of Fayette county to convey to the trustees of the academy of said county a lot of land on the west side of the town for the purpose of erecting an academy thereon.

Ordered, that messrs. Strawn, Johnson and Wellborn be that committee.

Mr. Stokes agreeable to notice moved for the appointment of a committee to prepare and report a bill to separate and divorce Betsey Brown and Henry P. Brown her husband.

Ordered, that messrs. Stokes, Snellfield and Hardee be that committee.

Agreeable to notice Mr. Davies moved for the appointment of a committee to prepare and report a bill to be entitled an act to authorise James Cleland to plead and practice as an attorney and solicitor in the several courts of law and equity in this state.

Ordered, that messrs. Davies, Stocks and Seilers be that committee.

Agreeable to notice Mr. Davies also moved for the appointment of a committee to prepare and report a bill to be entitled an act to authorise the judge of the superior court for the eastern district to appoint a guardian or trustee for a woman of color named Rino.

Ordered, that messrs. Davies, Blackshear and Holt be that committee.

Mr. Cleveland notified the senate that he would after to-day move for the appointment of a committee to prepare and report a bill to incorporate Clarkesville academy in the county of Habersham.

Mr. Sellers notified the senate that after to day he would move for the appointment of a committee to prepare and report a bill to authorise the justices of the inferior court of Henry county, out of any lands by them heretofore purchased for county purposes, and not otherwise appropriated, to convey to the trustees of the Henry county academy so much thereof as may by them be thought proper for the purpose of erecting an academy edifice thereon.

Mr. Cleveland notified the senate that he would after to-day move for the appointment of a committee to prepare and report a bill to alter and amend the first section of the third article of the constitution.

On motion,

The hon. senator from the county of Newton was added to the committee on finance.

The hon. senator from the county of Putnam to the printing committee.

The hon. senator from the county of Liberty from the committee on banks—and

The hon. senator from the county of Hall to the committee on public education and free schools, in the place of the hon. senator from the county of Wayne who was excused from serving on said committee.

The bill to be entitled an act to emancipate a certain colored man by the name of Henry, commonly called Henry Adams,—and

The bill to be entitled an act to give to master carpenters and master masons a lien on buildings erected by them in the town of Macon, were severally read the second time and ordered for committee of the whole.

The act to alter and amend the second section of the second article of the constitution of the state of Georgia, was read the second time and ordered for a third reading to-morrow.

Mr. Jones from the committee appointed, reported a bill to be entitled an act to grant temporary relief to the purchasers of fractions, lots and islands, which was read the first time.

The senate adjourned until to-morrow morning 10 o'clock.

SATURDAY, 6th November, 1824.

On motion,

The hon. senator from the county of Wilkinson had leave of absence until Tuesday next 10 o'clock, and

The hon. senator from the county of Monroe had leave of absence until Tuesday evening next.

Mr. Swain presented a memorial from sundry citizens of Emanuel county, which was read and referred to a committee, consisting of messrs. Swain, McCrimmon and Gilmore.

The president laid before senate a written communication from William Triplett, esq. comptroller general, accompanied with documents and an account of the receipts and disbursements at the treasury during the political year 1824.

Which was read and referred to the joint committee on finance.

On motion of mr. Stocks,

Resolved, That the communication of maj. gen. Wiley Thompson, announcing his resignation as major-general of the 4th division of the militia of this state, be referred to his excellency George M. Troup, commander in chief, and that he be requested to communicate to this legislature whether said resignation is accepted or not.

The senate took up the resolution from the house of representatives appointing this day at the hour of 11 o'clock A. M. for the election of three brigadiers-general.

Which was read—

And on the question to concur therein, it was determined in the negative.

And the yeas and nays being required, are yeas 25—nays 28.

Those who voted in the affirmative are

Messrs.

Allen	Holt	Miller
Brown of Hancock	Jones	Montgomery
Cook	Lampkin	Prince
Crawford	Little	Rawls
Davies	Leckhart	Sheffield
Gamble	Mangham	Stocks
Gibson	Maxwell	Stokes
Gulmer	McKinne	Whitehead
Hardee		

Those who voted in the negative are

Messrs.

Adrian	McCrimmon	Swain
Baker	Mitchell	Taylor
Blackstone	Mobley	Tennille
Bozeman	Phillips	Tignor
Brown of Decatur	Powers	Walker
Burney	Remson	Wellborn
Cleveland	Sellers	Winberly
Coffee	Spann	Wooten
Gilmore	Strawn	Worthy
Groves		

The senate took up the order of the day, and the act to alter and amend the second section of the second article of the constitution of the state of Georgia, was read the third time.

Whereupon,

Mr. Blackshear moved to lay the bill on the table for the present, and on the question it was determined in the negative.

And the yeas and nays being required, are yeas 10—nays 45.

Those who voted in the affirmative are

Messrs,		
Baker	Hardee	Powers
Blackshear	Mangham	Taylor
Brown of Hancock	Maxwell	Wimberly
Crawford		

Those who voted in the negative, are
Messrs.

Adrian	Holt	Remson
Allen	Johnson	Sellers
Blackstone	Jones	Sheffield
Bozeman	Lampkin	Spann
Brown of Decatur	Little	Stocks
Burney	Lockhart	Stokes
Cleveland	McCrimmon	Strawn
Coffee	McKinne	Swain
Cook	Miller	Tennille
Davies	Mitchell	Tignor
Gamble	Mobley	Walker
Gibson	Montgomery	Wellborn
Gilmer	Phillips	Whitehead
Gilmore	Prince	Wooten
Groves	Rawls	Worthy

On the question, ' Shall this bill now pass ?' it was determined in the affirmative.

And the yeas and nays being required, (the president voting in the affirmative) are—yeas 47, nays 9.

Those who voted in the affirmative are
Messrs.

President	Holt	Remson
Adrian	Johnson	Sellers
Blackstone	Jones	Sheffield
Bozeman	Lamkin	Spann
Brown of Decatur	Little	Stocks
Burney	Lockhart	Stokes
Cleveland	Maxwell	Strawn
Coffee	McCrimmon	Swain
Cook	McKinne	Tennille
Crawford	Miller	Tignor
Davies	Mitchell	Walker
Gamble	Mobley	Wellborn
Gibson	Montgomery	Whitehead
Gilmer	Phillips	Wooten
Groves	Prince	Worthy
Hardee	Rawls	

Those who voted in the negative are
Messrs.

Allen	Brown of Hancock	Powers
Baker	Gilmore	Taylor
Blackshear	Mangham	Wimberly

The bill to be entitled an act to grant temporary relief to the purchasers of fractions, lots and islands, was read the second time and ordered for committee of the whole.

The senate resolved itself into committee of the whole on the bill to be entitled an act to emancipate a certain colored man by the name of Henry, commonly called Henry Adams, Mr. Jones in the chair; the president resumed the chair, and Mr. Jones reported that they had gone through the same without amendment,

The senate took up the report and agreed thereto.

Whereupon,

The said bill was read the third time—

And on the question, "Shall this bill now pass?" it was determined in the affirmative.

And the yeas and nays being required, (the president voting in the negative) are yeas 28, nays 26.

Those who voted in the affirmative, are
Messrs.

Adrian	Gamble	McKinne
Allen	Gibson	Miller
Blackshear	Gilmore	Montgomery
Blackstone	Holt	Phillips
Bozeman	Johnson	Sellers
Burney	Jones	Stokes
Cleveland	Little	Strawn
Coffee	Lockhart	Wellborn
Cook	McCrimmon	Worthy
Davies		

Those who voted in the negative, are
Messrs.

President	Maxwell	Stocks
Baker	Mitchell	Swain
Brown of Decatur	Mobley	Taylor
Brown of Hancock	Powers	Tennille
Crawford	Prince	Walker
Colmer	Rawls	Whitehead
Groves	Remson	Wimberly
Hardee	Sheffield	Wooten
Mangham	Spann	

The senate resolved itself into a committee of the whole on the bill to be entitled an act to give to master carpenters and master masons a lien on buildings erected by them in the town of Macon, Mr. Blackshear in the chair, the president resumed the chair, and Mr. Blackshear reported the bill without amendment.

The Senate took up and agreed to the report, and the bill was read the third time and passed.

Mr. Stocks from the committee appointed, reported a bill to be entitled an act to authorise certain persons to plead and practice in the several courts of law and equity in this state.

Which was read the first time.

Mr. Swain from the committee appointed, reported a bill to be entitled an act to establish and regulate district elections in the county of Emanuel.

Which was read the first time.

Mr. Worthy from the committee appointed, reported a bill to be entitled an act to continue in force an act passed 20th of Nov. 1823; extending the time for taking out grants for land drawn in the two last land lotteries in this state, and to regulate the fees thereon,

Which was read the first time.

Mr. Allen from the committee to whom was referred the petition of Amos Richardson, reported as follows:

That they have had the same under consideration, and are of opinion that the prayer of the petitioner is reasonable and ought to be granted. They therefore beg leave to introduce the following resolution:

Resolved by the Senate and House of Representatives, That Amos Richardson is entitled to the sum of dollars as a remuneration for a horse, saddle, bridle and gun taken from him by the enemy in the revolutionary war while in the service of the state of Georgia as a mounted soldier, and that the same be inserted in the appropriation act.

Which was read and ordered to lie on the table.

Mr. Davies from the committee appointed, reported a bill to be entitled an act to authorise the judge of the superior court of the eastern district to appoint a guardian or trustee for a certain woman of color named Rino, which was read the first time.

On motion of Mr. Sellers,

Resolved, That the joint judiciary committee be instructed to enquire into the expediency of providing by law for the compensating of grand and petit jurors.

On motion,

The honorable senator from the county of Habersham was added to the military committee—and

The honorable senator from the county of Bibb to the bank committee.

Agreeable to notice Mr. Cleveland moved for the appointment of a committee to prepare and report a bill to incorporate Clarksville academy in the county of Habersham.

Ordered, that messrs. Cleveland, Adrian and Strawn be that committee.

Mr. Cleveland also agreeable to notice moved for the appointment of a committee to prepare and report a bill to be entitled an act to alter and amend the first section of the third article of the constitution.

Ordered, that messrs. Cleveland, Davies and Gilmer be that committee.

Mr. Gilmer called up the resolution of yesterday authorising the president to assign a seat within the bar of the senate to a reporter or reporters of the proceedings and debates of senate.

Which was amended to read as follows, and agreed to.

Resolved, That the president of the senate be authorised to assign a seat within the bar of the senate to messrs. Camak & Ragland for the purpose of enabling them to report the proceedings and debates of the senate.

Agreeable to notice mr. Worthy moved for the appointment of a committee to prepare and report a bill to be entitled an act to incorporate the Gwinnett county academy.

Ordered, that messrs. Worthy, Mitchell and Remson be that committee.

A message was brought from the house of representatives by mr. Dawson their clerk, informing the senate that the house of representatives had concurred in the resolution of senate appointing a committee to prepare and report a bill to apportion the representatives throughout this state, agreeable to the fifth census or enumeration as prescribed by the constitution, and have appointed a committee on their part consisting of messrs. Day, Pope, Law, Branham, Burnside, Pooler and Fort of Twiggs.

That they have added messrs. Fort of Baldwin and Lumpkin to the joint judiciary committee.

Messrs. Adams and Law to the committee on the state of the republic.

Messrs. Oliver and Crocker to the penitentiary committee,—and

Messrs. Holt, Ingersoll and Turner to the committee on agriculture and internal improvement,—and

That the house of representatives had passed the following bills, viz.

A bill to be entitled an act to pardon Thomas Franklin Hall of Chatham county,—and

A bill to be entitled an act to extend the time to fortunate drawers in the land lottery by authority of the act passed on the 15th day of May, 1821, entitled an act to dispose of and distribute the lands lately acquired by the United States for the use of Georgia of the Creek Indians, &c. and also to extend the time to fortunate drawers in the land lottery by authority of an act passed 15th of December, 1818, entitled an act to dispose of and distribute the late cession of land

obtained from the Creek and Cherokee nations of Indians, by the United States, &c. and also to continue in force the present fees.

And he withdrew.

The senate took up the message and the bills therein contained were read the first time.

Mr. Davies from the committee appointed, reported a bill to authorise James Cleland to plead and practice as an attorney and solicitor in the several courts of law and equity in this state, which was read the first time.

Mr. Davies from the committee appointed, also reported a bill to be entitled an act to prohibit the cultivation of rice within two miles of the limits of the city of Savannah in the county of Chatham, which was read the first time.

Agreeable to notice Mr. Prince moved for the appointment of a committee to prepare and report a bill to be entitled an act to provide for the trial of claims of slaves levied on under execution, and also to prepare and report a bill concerning elections.

Ordered, that messrs. Prince, Stocks and Little be that committee.

The following communication was received from his excellency the governor by his secretary, Mr. Wood.

EXECUTIVE DEPARTMENT, GEORGIA, }
Milledgeville, 6th Nov. 1824. }

I enclose additional returns received this morning from the president and directors of the state bank supplying certain deficiencies in the former ones. There not being time to copy them, the originals are sent to the house of representatives.

Signed,

G. M. TROUP.

Which was read and ordered to lie on the table.

On motion,

The hon. senator from Madison was added to the committee on public education and free schools.

Mr. Bozeman notified the senate that he would after to day move for the appointment of a committee to bring in a bill to alter the time of the sitting of the superior courts for the county of Baldwin.

Mr. Allen notified the senate that he would after to-day move for the appointment of a committee to prepare and report a bill to be entitled an act to separate and divorce Lucy Hudson and Charles Hudson her husband.

Mr. Sellers from the committee appointed, reported a bill to be entitled an act to incorporate the Henry county academy and to ap-

point trustees for the same, which was received and read the first time.

Mr. Cleveland from a committee appointed, reported a bill to be entitled an act to incorporate the Clarksville academy in Habersham county, which was received and read the first time.

Mr. Jones notified the senate that he would after to-day move for the appointment of a committee to prepare and report a bill to repeal a law passed in the year 1817, prohibiting the introduction of slaves only on certain conditions.

Mr. Taylor notified the senate that after to-day he would move for the appointment of a committee to prepare and report a bill to legitimatize, alter and change the names of Winney B. James F. and William A. Osborn to that of Winney B. James F. and William A. Nusom, it being the name of their reputed father.

On motion,

The hon. senator from Jefferson had leave of absence for a few days.

The senate adjourned till Monday morning 10 o'clock.

MONDAY, 8th November, 1824.

On motion,

The senate reconsidered so much of their journal of Saturday last as relates to the disagreement of senate to the resolution from the house of representatives for the election of three brigadiers general.

Ordered, that said resolution lie on the table.

The president of senate being indisposed, the hon. senator from the county of Greene was nominated by him to act in his place as president in his absence.

Mr. Lockhart from the committee on privileges and elections, reported as follows, to-wit:

The committee on privileges and elections beg leave to make a further report:

Your committee have had laid before them, the election returns from the county of Ampling, whereby it appears that Samuel E. Swilley and Philemon Boyan were candidates for the appointment of senator from the county aforesaid for a seat in this branch of the general assembly, and that they had on equal and the highest number

of votes, and no evidence having been produced before your committee to prove the illegality of any of said votes—

Your committee beg leave to offer the following resolution :

Resolved, That his excellency the governor be and he is hereby requested to issue a writ of election to fill the vacancy occasioned by said tie in said county as soon as may be practicable.

Which was read and agreed to.

The following communication was received from his excellency the Governor, by his secretary mr. Wood, to wit :

EXECUTIVE DEPARTMENT, GEORGIA, }
Milledgeville, 8th Nov. 1824. }

The resignation of maj. gen. Wiley Thompson, commanding the 4th division of the militia of this state, has been received and accepted.

G. M. TROUP.

On motion of mr. Baker,

Resolved, That the committee on public education and free schools be requested to enquire into the expediency of enhancing the free school fund to five hundred thousand dollars, with leave to report by bill or otherwise.

Read and ordered to lie on the table.

Agreeable to notice mr. Sellers moved for the appointment of a committee to prepare and report a bill to be entitled an act to authorise the justices of the inferior court of Henry county, out of any lands by them heretofore purchased for county purposes and not otherwise appropriate, to convey to the trustees of the Henry county academy so much thereof as may by them be thought proper for the purpose of erecting an academy edifice thereon.

Ordered, that messrs. Sellers, Walker and Coffee be that committee.

Agreeable to notice mr. Allen moved for the appointment of a committee to prepare and report a bill to be entitled an act separate and divorce Lucy Hudson and Charles Hudson her husband.

Ordered, that messrs. Allen, Baker and Spann be that committee.

Mr. Lockhart presented a petition from Dennis L. Ryan, executor of Philip Brantley deceased, praying the emancipation of three aged negroes, agreeably to the request contained in the last will of the said Brantley.

Which was read and referred to a committee consisting of messrs. Lockhart, Montgomery and Cook.

The senate took up the resolution from the house of representatives for the election of three brigadiers-general which was amended by striking out the word *Saturday* and inserting *Thursday*, and further amended by adding, "and a major-general to command the 4th divi-

sion of the militia of this state, in place of major general Wiley Thompson resigned;" and being read as amended, was concurred in.

Mr. Prince from the committee appointed, reported the following bills :

A bill to be entitled an act to provide for the trial of claims of slaves levied on under execution ; and

A bill to be entitled an act concerning elections.

Which were severally read the first time.

Mr. Prince presented a petition from Cornelus Cohron, which was read and referred to a committee consisting of Messrs. Prince, Cleveland and Adrian.

Mr. Sellers from the committee appointed, reported a bill to be entitled an act to authorise the justices of the inferior court of Henry county to convey to the trustees of the Henry county academy a part of the lands heretofore purchased for county purposes, for the purpose of erecting thereon an academy edifice.

Which was read the first time.

Mr. Maxwell notified the senate that he would after to-day move for the appointment of a committee to prepare and report a bill to be entitled an act to lay out the county of Bran into election districts.

Mr. Baker notified the senate that he would after to day move for the appointment of a committee to prepare and report a bill to lay out the county of Liberty into election district, and to alter the place of holding the battalion and regimental musters.

Mr. Prince from the committee appointed to enquire what extent and what mode of relief will be proper for the county of Bibb, reported as follows :

That the committee have had under their serious deliberation the matters thus referred to them. To arrive at a fair and satisfactory view of the relative situation of the county of Bibb as compared with other new counties, and to enable the senate the better to judge impartially of whatever peculiar claims it may be said to have on the justice of the state, it may not be amiss to advert briefly to what would have been the present situation of that county if the public reserves had not been located within its limits.

It is not perceived that the county can found any just claims to relief on account of the seat of justice having been fixed at Macon by law, there being little doubt that it would have been located there if it had been left at the discretion of the inferior court. But in that case, and supposing the land to have been owned by individuals, it is probable that the justices could have purchased a sufficiency of land for the site for a sum which could hardly have exceeded \$5000 ; and the whole amount of the proceeds of the lots after deducting such first cost, would have been applicable to county purposes. The 60 lots already sold average \$325 each ; the whole number of lots is 458. If

we strike off the four entire new lower ranges of squares, comprising 172 lots, as worth nothing, and estimate the residue of those unsold at only \$150 each; they will amount to \$33,900; which with \$21,178 the amount of those already disposed of, gives the total of \$55,078 as the probable proceeds. It is therefore evident, if these estimates are not above the truth of the case, (and it is believed they are much too low) that if the county had been allowed as other counties have been, to purchase their land at its market price, the county would have now been in possession of funds and resources to an amount upwards of \$50,000. It will be for the legislature to consider how far the community of interests which exists between that county and the state ought in natural justice to operate as a misfortune to the former.

Independently however of the principles of abstract justice, it is in the opinion of your committee important to the interest of the state in a mere pecuniary point of view, to adopt such measures in aid of the county as will at the same time operate to promote the growth and prosperity of the town.

The state has at this time unsold 398 town lots, and owns in the reserves that join and encompass them, about 22,000 acres of land. The future value of this property, ought in the opinion of your committee to be estimated from two to four hundred thousand dollars, as it may be enhanced by the prosperity and growth of the place or be depressed and diminished by the failure of its present prospects.

The interest which the government therefore has in adopting and strenuously pursuing every such measure as will tend to cherish this town and advance its importance, by the attraction of population, by the increase of capital, and by stimulating the activity of its trade, is so striking, that comment is altogether unnecessary. But so far is this from having been heretofore done, that your committee are constrained to admit that the unity of its interests with those of the government has thus far operated greatly to its injury in various modes, besides the direct loss of its funds as just mentioned. We will state some of them. There being no lands to be purchased which lie nearer to the town than four or five miles, forms with some persons who wish for adjacent country establishments, a decisive objection to the purchase and improvement of lots in the town; others are deterred from the want of such schools as would already have been in operation if the proceeds of the lots had, as in the other new towns in this state, been in part applicable to that object. The exclusion of settlers from an area of six by five miles of extent in the heart of the country, throws the heavier burthen of taxation on the inhabitants of the residue. But above all, this last cause has kept down the population below the number of 2000, so that for the next ensuing seven years that county, now containing upwards of 1900 persons, will be restricted to one member in the house of representatives.

The current years revenues of the reserves which was allotted to that county at the last session, has yielded in gross amount, as your committee are informed, about \$4000, none of which is yet due. It is believed that when the jail now building shall have been paid for, and the arrearages to other counties, and the current expences of the year are discharged, this sum will be exhausted. A court-house is still to be built; nine or ten public bridges are, some of them to be built

and all of them to be kept up; a mile or thereabout of causeway is to be constructed and kept in repair, besides the other usual and incidental county charges to be defrayed by a population not able to pay a heavy tax, and who are excluded by the government from the best lands in the county. And this land moreover daily rising in the value to the government from the labour and improvements of the inhabitants around it, and from every public civil or commercial improvement, some of which they are now endeavoring to effect.

Your committee are therefore of opinion, that the principles of common justice, as well as that deep and immediate interest which the state has in the destiny of the town of Macon, that the county of Bibb be allowed to retain some of the benefits that accrue from its local situation, and of such a kind as being permanent in its nature will afford a correspondent permanent relief.

Your committee are not aware that this can be done in any mode so beneficial to the county, and at the same time so likely to improve the town of Macon and enhance the value of the public property there, as by permitting them to build a bridge at that place, and allowing them to receive a specified toll thereat, so long as they may keep it up.

The situation of a town on each bank renders a bridge almost indispensable. The local authorities being at the spot can better superintend its erection and repairs and collect the tolls, and on the whole will render it much more productive to them than it could ever be to the state. And finally, the state will, as owner of the lots and lands contiguous, largely participate in the benefits that will accrue from that as well as the other improvements of the town. I will be seen that by the act of Dec. 1805, the inferior courts are already authorised to erect the bridge in question, subject only to any future alterations in such establishment as the legislature may deem proper. It can hardly be supposed, that under this claim, reserving the right of alteration, the legislature would, if they had built it, *taken it from them*. A declaratory act stating explicitly, that which is now in substance fairly implied, and thus assuring the county that this claim will never be wrested to their prejudice, is the extent and mode of relief which your committee would specifically recommend.

They therefore beg leave to report the following bill.

Whereupon, Mr. Prince reported a bill to be entitled an act to relieve the county of Bibb, and explanatory so far as respects the county of Bibb, of the first section of an act entitled an act authorising the inferior courts in each county to establish ferries and bridges, and such rates for crossing thereat as may appear reasonable, and to authorise the erection of a toll bridge on Canouchee in Liberty county, passed the sixth day of December 1805.

Which was read the first time.

Mr. Stokes from the committee appointed, reported a bill to separate and divorce Betsey Brown and Henry P. Brown her husband, which was read the first time.

Mr. Gilmer from the committee to which was referred the petition of general John Stewart, reported a bill to be entitled an act to grant

the claim of general John Stewart to the rights, benefits and privileges of a shoal on the Oconee river, adjoining fraction No 466 in the 2d district of the county of Baldwin at the time of the grant, now Putnam county, which was read the first time.

Mr. Allen from the committee to whom was referred the petition of James Dudley, reported a bill to be entitled an act to alter and amend an act entitled an act for the relief of James Dudley, which was read the first time.

Mr. Powers notified the senate that he would after to day, move for the appointment of a committee to prepare and report a bill to revise and amend the several land acts now in force in this state in relation to head rights and bounty warrants.

Mr. Strawn notified the senate that he would after to-day move for the appointment of a committee to prepare and report a bill to incorporate the academy of Fayette county and appoint trustees of the same.

Agreeable to notice mr. Jones moved for the appointment of a committee to prepare and report a bill to be entitled an act to repeal a law passed in the year 1817, prohibiting the introduction of slaves only on certain conditions.

Ordered, that messrs. Jones, Blackshear and Lockhart be that committee.

Agreeable to notice mr. Taylor moved for the appointment of a committee to prepare and report a bill to legitamatize, alter and change the names of Winney B., James F. and William A. Osburn, to that of Winney B., James F. and William A. Nusom, it being the name of their reputed father.

Ordered, that messrs. Taylor, Wimberly and Ralls be that committee.

Mr. Lockheart notified the senate that he would after to day move for the appointment of a committee to prepare and report a bill to divorce Mary Ray and John Ray her husband.

Mr. Miller notified the senate that after to-day he would move for the appointment of a committee to prepare and report a bill for the appointing trustees of Rabun county academy and to incorporate the same.

Mr. Worthy from the committee appointed, reported a bill to be entitled an act to incorporate the Laurenceville academy in the county of Gwinnett and to appoint trustees for the same, which was read the first time.

The following bills were taken up, read the second time and ordered for a third reading, viz :

A bill to be entitled an act to incorporate the Clarksville academy in Habersham county,—and

SEN.

A bill to be entitled an act to authorise the judge of the superior court of the eastern district to appoint a guardian or trustee for a certain woman of color named Rino.

The following bills were taken up, read the second time, and ordered for committee of the whole, to-wit :

A bill to be entitled an act to extend the time to fortunate drawers in the land lottery, by the authority of the act passed on the fifth day of May, 1821, entitled an act to dispose of and distribute the lands lately acquired by the United States for the use of Georgia, of the Creek Indians, &c. and also to extend the time to fortunate drawers in the land lottery by authority of an act passed on the 15th day of December, 1818, entitled an act to dispose of and distribute the late cession of land obtained from the Creek and Cherokee nations of Indians by the United States, &c. and also to continue in force the present fees.

A bill to be entitled an act to pardon Thomas Franklin Hall of Chatham county.

A bill to be entitled an act to incorporate the Henry county academy and to appoint trustees for the same.

A bill to be entitled an act to establish and regulate district elections in the county of Emanuel.

A bill to be entitled an act prohibit the cultivation of rice within two miles of the limits of the city of Savannah in the county of Chatham.

A bill to be entitled an act to authorise James Cleland to plead and practice as an attorney and solicitor in the several courts of law and equity in this state,—and

A bill to be entitled an act to authorise certain persons to plead and practice in the several courts of law and equity in this state.

The senate resolved into committee of the whole on the bill to be entitled an act to grant temporary relief to the purchasers of fractions, lots and islands, Mr. Brown of Hancock in the chair. The president resumed the chair and Mr. Brown reported progress and requested leave to sit again.

The senate took up and agreed to the report.

Mr. Allen from the committee appointed, reported a bill to be entitled an act to separate and divorce Lucy Hudson and Charles Hudson her husband, which was read the first time.

Mr. Bozeman notified the senate that he will after to-morrow move for the appointment of a committee to prepare and report a bill to continue in force for a limited time an act passed at the last session, entitled an act to revive and continue in force an act entitled an act to extend the time of taking out grants on surveys made on head rights and bounty warrants.

Adjourned until 10 o'clock to-morrow morning.

TUESDAY, 9th November, 1824.

Mr. Hardee notified the senate that he would after to-day ask leave to introduce a bill to proportion the hands liable to road duty so far as respects the county of Camden.

The president laid before senate a memorial from Eli McConnel of the county of Hall protesting against the constitutionality of the right of the honorable senator from said county retaining his seat in the senate of this state, which was read and referred to the committee on privileges and elections.

On motion,
Document No. 13, heretofore referred to the committee on finance was referred to the committee on privileges and elections.

On motion,
Resolved, That a committee be appointed to examine the engrossed journals of senate and see that they are correctly engrossed.
Ordered, that messrs. Holt, Burney, Baker, Powers and Coffee be that committee.

Mr. Swain from the committee appointed, reported a bill to be entitled an act to keep open, remove and prevent obstructions in the Ohoopie river calculated to prevent the free passage of fish of said river so far as respects the counties of Tatnall, Montgomery and Emanuel, which was read the first time.

Mr. Crawford introduced a resolution in favor of John Keiener of Bibb county, which being read was ordered to lie on the table.

Agreeable to notice, Mr. Lockhart moved for the appointment of a committee to prepare and report a bill to be entitled an act to divorce Mary Ray and John Ray her husband.

Ordered, that messrs. Lockhart, Jones and Wellborn be that committee.

Agreeable to notice Mr. Beall moved for the appointment of a committee to prepare and report a bill to be entitled an act to incorporate the Wilkinson county academy.

Ordered, that messrs. Beall, Groves and Gibson be that committee.

Agreeable to notice Mr. Miller moved for the appointment of a committee to prepare and report a bill to be entitled an act to appoint trustees of Rabun county academy and to incorporate the same.

Ordered, that messrs. Miller, Taylor and Hardee be that committee.

Agreeable to notice Mr. Strawn moved for the appointment of a committee to prepare and report a bill to incorporate the academy of Fayette county and appoint trustees of the same.

Ordered, that messrs. Strawn, Johnson and Blackstone be that committee.

Agreeable to notice mr. Powers moved for the appointment of a committee to prepare and report a bill to revise and amend the several land acts now in force in this state in relation to head rights and bounty warrants.

Ordered, that messrs. Powers, Rawls and Mitchell be that committee.

Agreeable to notice mr. Maxwell moved for the appointment of a committee to prepare and report a bill to be entitled an act to lay out the county of Bryan into election districts.

Ordered, that messrs. Maxwell, Davies and McKinnee be that committee.

On motion of mr. Davies,

Resolved, That the joint committee on public education and free schools be instructed to enquire into and report upon the propriety of making some pecuniary allowance to the Savannah free school society of Savannah with leave to report by bill or otherwise.

Mr. Prince from the committee to whom was referred the petition of Cornelius Cohron reported—

That they have had the same under consideration, and are of opinion that some compensation is due to the said petitioner. They therefore recommend the following resolution.

Resolved, That the sum of _____ be inserted in the appropriation of act of the present session, as a temporary relief of the said Cornelius Cohron as a remuneration and reward in part for his former losses and services.

Ordered to lie on the table.

The senate resolved itself into a committee of the whole, mr. Holt in the chair, upon the bill to be entitled an act to pardon Thomas Franklin Hall of Chatham county; and having spent some time therein, m. President resumed the chair, and mr. Holt from the committee reported progress and had leave to sit again.

A message from the house of representatives by mr. Dawson their clerk, to-wit:

Mr. President,

The house of representatives have passed the following bills, to-wit:

A bill to be entitled an act to alter and amend an act entitled an act to remove the court house or the site of the public buildings in the country of Wayne, passed the 10th December, 1823.

A bill to be entitled an act to establish a ferry on the Alatomaha at the place called Man's ferry in the county of Apping.

A bill to be entitled an act to establish an engine company in the city of Darien,—and

A bill to be entitled an act to define an act entitled an act to authorise the enforcement of the patrol law in the city of Savannah in certain cases therein mentioned.

The house of representatives have agreed to the amendments of senate to the resolution of the house relative to the election of certain generals.

They have agreed to a resolution authorising the committee on the state of the republic to send for persons and papers relative to the memorial of the steamboat company.

To which they desire concurrence.

I am also directed to inform the senate that the house of representatives are now ready to receive them in the representative chamber for the purpose of proceeding by joint ballot to the election of three brigadiers and one major general, agreeable to a joint and concurred resolution of both branches of the general assembly.

And he withdrew.

Whereupon the president and members of the senate repaired to the chamber of the house of representatives, and being seated, both branches of the general assembly proceeded by joint ballot to the election of a brigadier general of the first brigade of the second division of the militia of the state of Georgia. And on counting out the votes it appeared that Wm. W. Montgomery was duly elected.

They then proceeded to the election in like manner of a brigadier-general of the second brigade of the second division of the militia of the state of Georgia. And on counting out the votes it appeared that Anderson Abercrombie was duly elected.

They proceeded in like manner to the election of a brigadier-general of the second brigade of the third division of the militia of the state of Georgia. And on counting out the votes it appeared that Thomas Dawson was duly elected.

They then proceeded in like manner to the election of a major-general to command the fourth division of the militia of the state of Georgia in the place of major general Wiley Thompson resigned. And on counting out the votes it appeared that John A. Heard was duly elected.

The president and members of senate returned to the senate chamber,—and

The senate adjourned until to-morrow morning 10 o'clock.

WEDNESDAY, 10th November, 1824.

On motion,

The hon. senator from Houston had leave of absence a few days.

Mr. McKinne presented the petition of Stephen Pierce addressed to the honorable the senate and representative branch of the legislature of the state of Georgia, praying to run a line of stages from Savannah to Augusta, which was read and referred to a committee consisting of messrs. McKinne, Davies, Powers, Whitehead and Walker.

The senate again resolved itself into a committee of the whole, upon the bill to pardon Thomas Franklin Hall of Chatham county, mr. Holt in the chair; mr. president resumed the chair, and mr. Holt reported that they had gone through the bill without amendment.

The report being agreed to,

The bill read the third time—

And on the question, "Shall this bill now pass?" it was determined in the affirmative.

And the yeas and nays being required, are yeas 47—nays 6.

Those who voted in the affirmative are

Messrs.

Adrian	Gilmore	Rawls
Allen	Groves	Remson
Baker	Hardee	Sellers
Beall	Holt	Sheffield
Blackshear	Johnson	Spann
Blackstone	Jones	Sticks
Bozeman	Little	Stokes
Brown of Decatur	Lockhart	Strawn
Brown of Hancock	Maxwell	Swain
Burney	McCrimmon	Taylor
Cleveland	McKinne	Tennille
Coffee	Miller	Walker
Crawford	Mitchell	Wimberly
Davies	Montgomery	Worthy
Gibson	Phillips	
Gilmer	Powers	

Those who voted in the negative, are

Messrs.

Cook	Prince	Whitehead
Mobley	Tignor	Wooten

The following communication was received from his excellency the governor, by his secretary mr. Wood.

EXECUTIVE DEPARTMENT, GEORGIA, }
 Milledgeville, 10th Nov. 1824. }

*To the honorable the President
 And Members of the Senate.*

I transmit to the legislature an additional return of the Planter's Bank, received yesterday. The original is inclosed to the house of representatives.

Signed,

G. M. TROUP.

Which being read was referred to the committee on banks.

Mr. McKinne notified the senate that on to-morrow he would move for the appointment of a committee to prepare and report a bill to be entitled an act to alter and change the name of John Early W Preskett to that of John Early W. Oliver.

Mr. Blackshear had leave to report instantler, a bill to be entitled an act to vest the powers of the commissioners of the court-house and jail of Laurens county in the inferior court of said county.

Which was read the first time.

Mr. Beall from the committee appointed, reported a bill to be entitled an act to appoint trustees of the Wilkinson county academy and to incorporate the same, which was read the first time.

Mr. Maxwell from the committee appointed, reported a bill to be entitled an act to establish and regulate district elections in the county of Bryan, and to punish those who may attempt to defeat the same, which was read the first time.

The senate took up the message from the house of representatives of yesterday and the resolution authorising the committee on the state of the republic to send for persons and papers relative to the memorial of the steam boat company, was read and concurred in, and the bills therein contained were severally read the first time.

The following message from the house of representatives was received by mr. Dawson their clerk.

Mr. President,

The house of representatives have passed the following bills :

A bill to be entitled an act to incorporate the Houston county academy, and to appoint trustees for the same.

A bill to be entitled an act to legitamatize and change the names of certain persons therein mentioned.

A bill to be entitled an act to add two additional places of election in the county of Glynn for the greater convenience of all the citizens thereof.

A bill to be entitled an act to incorporate the town of Perry in the county of Houston and to appoint commissioners for the same, and

A bill to be entitled an act to make valid certain grants to land lying within certain reservations taken and held under and by virtue of the late treaties between the United States and the Cherokee nation of Indians.

To which they desire concurrence.

And he withdrew.

The senate took up the message and the several bills therein contained, and were read the first time.

The following bills were read a second time, and ordered for a third reading, to wit:

A bill to be entitled an act to authorise the justices of the inferior court of Henry county, to convey to the trustees of the Henry county academy a part of the lands heretofore purchased for county purposes, for the purpose of erecting thereon an academy edifice; and

A bill to be entitled an act to incorporate the Lawrenceville academy in the county of Gwinnett, and to appoint trustees for the same.

The following bills were read a second time, and ordered for a committee of the whole to wit:

A bill to be entitled an act to quiet the claim of gen. John Stewart to the rights, benefits and privileges of a shoal on the Oconee river adjoining fraction number 466, in the 2d district of the county of Baldwin at the time of the grant, now Putnam county.

A bill to be entitled an act to separate and divorce Betsey Brown and Henry P. Brown her husband.

A bill to be entitled an act to keep open, remove and prevent obstructions in the Ohoopie river calculated to prevent the free passage of fish of said river, so far as respects the counties of Tattnall, Montgomery and Emanuel.

A bill to be entitled an act to alter and amend an act entitled an act for the relief of James Dudley.

A bill to be entitled an act concerning elections.

A bill to be entitled an act to relieve the county of Bibb, and explanatory so far as respects the county of Bibb, of the first section of an act entitled an act authorising the inferior courts in each county to establish ferries and bridges, and such rates for crossing thereat as may appear reasonable, and to authorise the erection of a toll bridge on Canouchee in Liberty county, passed the 6th day of Dec. 1805.

A bill to be entitled an act to provide for the trial of claims of slaves levied on under execution,—

A bill to be entitled an act to separate and divorce Lucy Hudson and Charles Hudson her husband.

The bill to be entitled an act to authorise the judge of the eastern district to appoint a guardian or trustee for a certain woman of color named Rino. was read the third time and passed.

The bill to be entitled an act to incorporate Clarkesville academy in the county of Habersham.

Was read the third time,

Whereupon,

On motion of mr. Crawford,

Resolved, That all bills for incorporating county academies be committed to a committee composed of the members from the counties who have presented or may present such bills, and that they be instructed to consolidate the same and report one general bill for that purpose.

The senate resolved itself into a committee of the whole on the bill to be entitled an act to establish and regulate district elections in the county of Emanuel; mr. Blackshear in the chair, the president resumed the chair, mr. Blackshear reported progress and had leave to sit again.

The senate resolved itself into a committee of the whole upon the bill to be entitled an act to extend the time to fortunate drawers in the land lotteey by the authority of the act passed on the fifteenth day of May 1821, entitled an act to dispose of and distribute the lands lately acquired by the United States for the use of Georgia of the Creek Indians, &c. and also to extend the time to fortunate drawers in the land lottery by authority of an act passed on the 15th day of December 1818, entitled an act to dispose of and distribute the late cession of land obtained from the Creek and Cherokee nations of Indians by the United States, &c. and also to continue in force the present fees, mr. Bozeman in the chair; the president resumed the chair, and mr. Bozeman reported the bill without amendment.

The senate took up and agreed to the report.

The bill was read the third time and passed.

The senate resolved itself into committee of the whole on the bill to be entitled an act to authorise certain persons to plead and practice in the several courts of law and equity in this state; mr. Lockhart in the chair; the president resumed the chair, and mr. Lockhart reported progress and had leave to sit again.

The senate resolved itself into a committee of the whole, upon the bill to be entitled an act to authorise James Cleland to plead and practice as an attorney and solicitor in the several courts of law and equity in this state, mr. Crawford in the chair; the president resumed the chair, and mr. Crawford reported the bill without amendment.

The senate took up and agreed to the report; and

The bill was read the third time and passed.

The senate adjourned until to-morrow morning, 10 o'clock.

THURSDAY, 11th November, 1824.

Mr. Sellers moved that the minutes of yesterday so far as relates to the resolution committing all bills for incorporating county academies to a committee composed of the members from the counties who have presented or may present such bills, and that they be instructed to consolidate the same and report one general bill for that purpose, be reconsidered.

Ordered that said resolution lie on the table.

The president laid before the senate the communication of Thomas Mitchell, surveyor general.

Which being read, was referred together with the accompanying document to the committee on finance.

On motion,

The honorable senator from the county of Hall had leave of absence until to-morrow evening.

Agreeable to notice, Mr. McKinnee moved for the appointment of a committee to prepare and report a bill to be entitled an act to alter and change the names of John Early W. Preskitt that of John Early W. Oliver.

Ordered, that messrs. McKinnee, Wooten and McCrimmon be that committee.

Mr. Miller from the committee appointed reported a bill to be entitled an act to incorporate the academy of Rabun county and to appoint trustees for the same, which was read the first time.

Mr. Tigner notified the senate that after to-day he would move for the appointment of a committee to prepare and report a bill to be entitled an act investing the state's interest in the fraudulently drawn land in the last purchase, in the trustees of the several county academies.

Mr. Taylor from the committee appointed, reported a bill to be entitled an act to legitimate and change the names of Winney B. James F. and William A. Osburn to that of Winney B. James F. and William A. Nusom, which was read the first time.

Mr. Lockhart from the committee appointed, reported a bill to be entitled an act to carry into effect the last will and testament of Philip Brantley, deceased, so far as to manumit or set free three negroes by the name of Old Ben, Lizzy, and Old Milly, which was read the first time.

On motion of Mr. Powers,

Resolved, That the honorable senator from the county of Bulloch be added to the committee on agriculture and internal improvement and that he be excused from serving on the committee on sales.

On motion,

The hon. senator from Warren was added to the bank committee, in room of the hon. senator from Bulloch excused.

Mr. Prince submitted the following resolution :

Whereas by the 15th section of an act approved the 28d December 1822, directing among other things the sale of fractions and of lots in the town of Macon it is declared that any legal holder of a certificate shall be authorised on paying into the treasury the full amount of the purchase money, to leave the interest of the amount unpaid, deducted from the original amount and on such payment shall be entitled to a grant. And whereas a doubt is entertained whether this privilege of prompt payment extends as well to the purchasers of lots as of fractions.

Resolved, That it shall be the duty of the treasurer when the same may be offered to receive from any purchaser of such lots or from the legal holder of the certificate payment in full of the purchase money under the same regulations as from purchasers of fractions.

Ordered to lie on the table.

On motion of mr. Beall,

Resolved, That the committee on the judiciary be instructed to inquire into the expediency of authorising sheriffs to take bond and security of defendants for the forthcoming of property levied on.

Mr. Taylor presented the petition of David Duffnall of Pulaski county, which being read was referred to a committee consisting of messrs. Taylor, Crawford and Miller.

Mr. Strawn from the committee appointed reported a bill to be entitled an act to authorise the justice of the inferior court for the county of Fayette out of any lands by them heretofore purchased for county purposes, and not otherwise appropriated to convey to the trustees of the Fayette county academy such portion thereof as may be deemed necessary for the purpose of erecting an academy edifice thereon, which was read the first time.

Mr. Tennille presented the petition of Reuben Whitefield of Washington county, which being read was referred to a committee consisting of messrs. Tennille, Blackshear and McKinne.

Mr. McKinne from the committee appointed reported a bill to be entitled an act to alter and change the name of John Early W. Preskitt to that of John Early W. Oliver, which was read the first time.

The senate took up the resolution in favor of John Keener, which was read and agreed to, and is as follows :

Whereas John Keener of Bibb county became security for Lawson J. Keener for the rent of the ferry across the Ocmulgee river at the town of Macon for the year 1822, for which rent a judgment for upwards of \$2,100 with interest and cost has been recovered against the said John Keener.

Resolved, That all further proceedings be stayed on said judgment for one year from the first day of January next: *Provided*, That the said John Keener do pay the interest and cost due on said judgment and give good and sufficient security to be approved of by the solicitor-general of the Flint circuit within twenty days, for the payment of the principal and interest that may be due on the said judgment.

Mr. Stocks notified the senate that after to-day he would move for the appointment of a committee to prepare and report a bill authorising a partial failure of consideration to be pleaded in certain cases.

The senate took up the report upon the petition of Cornelius Cohron, Which was read.

Whereupon,

Resolved, That the hon. senator from the county of Bibb have leave to withdraw the petition and documents of the said Cohron, provided he should deem it proper so to do.

On motion,

Ordered, that the hon. senator from the county of Elbert have leave to withdraw the petition of and documents Amos Richardson.

On motion,

The hon. senator from the county of Oglethorpe had leave to withdraw the petition and documents of Gen. John Stewart.

Mr. Swain notified the senate that he would after to-day move for the appointment of a committee to prepare and report a bill authorising the commissioners and trustees of Emanuel county academy to establish free schools in said county.

Mr Jones from the committee appointed, reported a bill to be entitled an act to repeal a law passed in the year 1817, prohibiting the introduction of slaves only on certain conditions, which was read the first time.

On motion of mr. Burney,

Resolved, That the judiciary committee be instructed to inquire into the expediency of changing the law on the subject of dowers, so as to prevent any widow hereafter from being entitled to any thing more of the real estate of her deceased husband than a third part of such as he died seized and possessed, and that they report by bill or otherwise.

The following message was received from the house of representatives, by mr. Dawson their clerk.

Mr. President,

The house of representatives have passed the following bills :

A bill to alter the name of Lewis Berren Hill, to Lewis Berrien.

A bill to be entitled an act to make permanent the site of the public buildings in the county of Decatur.

A bill to be entitled an act to establish district elections in the county of Dooly and to punish those who may attempt to defeat the same.

And a bill to be entitled an act more effectually to carry into effect an act to prevent obstructions to the passage of fish in the Ocmulgee river and its branches, passed on the 25th December, 1821.

To which they desire concurrence.

And he withdrew.

Mr. Stokes from the committee of enrollment reported as duly enrolled and signed by the speaker of the house representatives an act to pardon Thomas Franklin Hall of Chatham county.

Which was presented to and signed by the president of senate.

Ordered that the committee on enrollment do carry said act to his excellency the governor for his assent.

Mr. Coffee laid on the table the following resolution :

Resolved, That his excellency the governor be requested as early as is convenient, to open a correspondence with the general government and the government of Florida if necessary, on the subject of establishing permanently the line dividing this state from Florida, and to take all measures necessary to accomplish this object.

On motion of Mr. Walker,

Resolved, That the judiciary committee be instructed to enquire into the expediency of modifying the penal code so as to authorise the judges of the superior courts to sentence criminals for a less period of time than four years for minor offences, and also to alter the law with regard to the punishment of manslaughter.

Mr. Mangham from the committee appointed, reported a bill to be entitled an act for the relief of Thomas Foley, which was read the first time.

The following bills were taken up, read the second time, and ordered for a third reading, viz :

A bill to be entitled an act to vest the powers of the commissioners of the court-house and jail of Laurens county in the inferior court of said county.

A bill to be entitled an act to legitimatise and change the names of certain persons therein named.

A bill to be entitled an act to alter and amend an act to remove the court-house or the site of the public buildings in the county of Wayne, passed the 10th day of December 1823 ; and

A bill to be entitled an act to define an act entitled an act to authorise the enforcement of the patrol law in the city of Savannah, in certain cases therein mentioned.

The following bills were read the second time and ordered for committee of the whole.

A bill to establish and regulate district elections in the county of Bryan, and to punish those who may attempt to defeat the same.

A bill to be entitled an act to establish an engine company in Savannah.

A bill to be entitled an act to incorporate the town of Perry in the county of Houston, and to appoint commissioners of the same.

A bill to be entitled an act to establish a ferry on the Altamaha river at the place called Man's ferry in the county of Appling, &c.

A bill to be entitled an act to incorporate the Darien Fire Engine Company.

A bill to be entitled an act to add two additional places of election in the county of Glynn for the greater convenience of all the citizens thereof.

And a bill to be entitled an act to make valid certain grants to lands lying within certain reservations taken and held under and by virtue of the late treaties between the United States and Cherokee nation of Indians.

The bill to be entitled an act to authorise the justices of the inferior court of Henry county to convey to the trustees of the Henry county academy a part of the lands heretofore purchased for county purposes, for the purpose of erecting thereon an academy edifice, was read the third time and passed.

The senate again resolved itself into a committee of the whole on the bill to be entitled an act to authorise certain persons to plead and practice in the several courts of law and equity in this state, mr. Lockhart in the chair; the president resumed the chair, and mr. Lockhart reported the bill with amendments.

The senate took up and agreed to the report.

Whereupon,

The bill was read the third time and passed under the title of a bill to be entitled an act to alter and amend an act entitled an act for the better regulating the admission of attorneys to plead and practice in the several courts of law and equity within this state, passed Dec. 8 1806.

The senate resolved itself into committee of the whole on the bill to be entitled an act to provide for the trial of claims of slaves levied on under execution, mr. Hardee in the chair; the president resumed the chair, and mr. Hardee reported the bill without amendment.

The senate took up and agreed to the report; and

The bill was read the third time and passed.

The senate resolved itself into committee of the whole on the bill to be entitled an act to prohibit the cultivation of rice within two miles of the limits of the city of Savannah in the county of Chatham, mr. Stocks in the chair; the president resumed the chair, and mr. Stocks reported progress and had leave to sit again.

The senate resolved itself into committee of the whole on the bill to be entitled an act to separate and divorce Lucy Hudson and Chas. Hudson her husband, mr. Stokes in the chair; the president resumed the chair, and mr. Stokes reported progress and had leave to sit again.

The senate resolved itself into committee of the whole on the bill to be entitled an act concerning elections, mr. Cleveland in the chair; the president resumed the chair, and mr. Cleveland reported progress and had leave to sit again.

The senate resolved itself into committee of the whole on the bill to be entitled an act to alter and amend an act entitled an act for the relief of James Dudley, mr. Whitehead in the chair; the president resumed the chair, and mr. Whitehead reported the bill without amendment.

The senate took up and agreed to the report.

Whereupon,

The bill was read the third time—and

On the question, ‘ Shall this bill now pass ?’ it was determined in the affirmative.

And the yeas and nays being required, are—yeas 47, nays 4.

Those who voted in the affirmative are
Messrs.

Allen	Holt	Remson
Baker	Johnson	Sellers
Beall	Jones	Sheffield
Blacksbear	Little	Spann
Blackstone	Lockhart	Stokes
Bozeman	Mangham	Strawn
Brown of Decatur	Maxwell	Swain
Burney	McCrimmon	Taylor
Cleveland	McKinne	Tennille
Coffee	Miller	Tignor
Cook	Mobley	Walker
Crawford	Montgomery	Whitehead
Davies	Phillips	Wimberly
Gibson	Powers	Wooten
Gilmore	Prince	Worthy
Groves	Rawls	

Those who voted in the negative are

Messrs.

Brown of Hancock	Mitchell	Stocks
Gilmer		

The senate resolved itself into a committee of the whole on the bill to be entitled an act to keep open, and prevent obstructions in the Onoobie river calculated to prevent the free passage of fish of said river, so far as respects the counties of Tatnall and Emanuel, mr.

Mobley in the chair; the president resumed the chair, and mr. Mobley reported the bill without amendment.

The senate took up and agreed to the report; and
The bill was read the third time and passed.

The senate adjourned until to-morrow morning 10 o'clock.

FRIDAY, 12th November, 1824.

Mr. Johnson moved to reconsider so much of the journal of yesterday as relates to the passage of a bill to be entitled an act to provide for the trial of claims of slaves levied on under execution.

On the question to reconsider,
It was determined in the negative.

On motion,

The hon. senator from the county of Twiggs had leave of absence until Monday next.

The hon. senator from the county of Oglethorpe had leave of absence after Monday next for a few days.

And the hon. senator from the county of Crawford had leave of absence from this evening until Monday next.

The president laid before the senate a communication of the comptroller-general, which being read, was referred, together with the accompanying documents, to the joint committee on finance.

Mr. Beall had leave to introduce instantler, a bill to be entitled an act to legalise the acts of all the deputy clerks of the superior courts under the age of twenty-one years.

Which was read the first time.

Mr. Blackshear from the committee on the state of the republic, to whom were referred the correspondence between his excellency the governor and the post-master general, reported

That there is nothing contained in said correspondence that requires legislative interference. They therefore submit the following resolution.

Resolved, That the committee on the state of the republic to whom was referred the correspondence between his excellency the governor and the postmaster-general be discharged from the further consideration thereof.

Which was read and agreed to.

Mr. Stocks agreeable to notice moved for the appointment of a committee to prepare and report a bill authorising a partial failure of consideration to be pleaded in certain cases.

Ordered, that messrs. Stocks, Prince and Johnson be that committee.

Agreeable to notice mr. Swain moved for the appointment of a committee to prepare and report a bill authorising the commissioners and trustees of Emanuel county academy to establish free schools in said county.

Ordered, that messrs. Swain, Groves, and Lampkin be that committee.

Agreeable to notice mr. Tignor moved for the appointment of a committee to prepare and report a bill to be entitled an act investing the state's interest in the fraudulently drawn land in the last purchase, in the trustees of the several county academies.

Ordered, that messrs. Tignor, Gilmer and Prince be that committee.

Agreeable to notice mr. Bozeman moved for the appointment of a committee to bring in a bill to alter the time of the sitting of the superior courts for the county of Baldwin.

Ordered, that messrs. Bozeman, Holt and Phillips be that committee.

Mr. Holt had leave to introduce *instanter*, a bill to be entitled an act to compel tax-collectors in the several counties in this state to attend at the general elections for the purpose of preventing improper votes, which was read the first time.

The message from the house of representatives of yesterday was taken up, and the bills therein contained were severally read the first time.

On motion of mr. Prince,

Resolved, That so much of the message of his excellency the governor as relates to the selling of free persons of color into slavery be referred to the committee on the judiciary and that they have leave to report by bill or otherwise.

On motion of mr. Blackshear,

The hon. senator from Pulaski had leave to withdraw the petition of David Deffnall.

On motion,

The hon. senator from Bibb was added to the joint committee on the judiciary.

On motion of mr. Blackshear,

The hon. senator from Habersham had leave to withdraw the petition of John Davis.

The following message from the house of representatives was received by Mr. Dawson their clerk.

Mr. President.

The house of representatives have passed the following bill:

A bill to be entitled an act to alter the militia law of this state so far as relates to the county of Richmond and to authorize the organization of a legionary corps in the city of Augusta.

A bill to be entitled an act to authorize the troops of the new in Fannin county to consolidate and form one troop and attach the same to the oldest colonel's regiment in said county and certain regulations.

A bill to be entitled an act to lay out a road in the county of Camden and to appoint commissioners for the same,—and

A bill to be entitled an act to incorporate the Walnut Creek Baptist church in the county of Jones.

The house of representatives have passed resolutions confirming the executive appointments made during the last political year.

And he withdrew.

The senate took the reconsideration of yesterday on the resolution that all bills for incorporating county academies be committed to a committee composed of the members from the counties who have presented or may present such bills, and that they be instructed to consolidate the same and report one general bill for that purpose.

Which was read—and

Mr. Crawford proposed the following in lieu thereof, viz:

Resolved, That all bills presented to the senate for incorporating county academies be referred to the joint committee on public education and free schools, with instructions to enquire whether all donations by the state and individuals, and all property real and personal held by county academies is or is not fully and completely vested in the trustees of county academies as a body corporate, with full and ample powers for the protection of the same under the charter of the 27th January, 1785, and subsequent acts passed relative to the University and county academies, and that they be instructed to report a general bill for securing property in the possession or hereafter may come into the possession of the trustees of county academies if they find that the laws on this subject are defective.

Which was read,

Mr. Beall then proposed to amend the same by adding,

"And that they be instructed also to enquire into the expediency of repealing all the laws in this state incorporating academies.

Whereupon,

On motion of Mr. Sellers,

Resolved, That the said resolution together with the proposed amendments lie on the table the balance of the session.

The following bills were taken up, read the second time and ordered for a third reading, viz:

A bill to be entitled an act to incorporate the Houston county academy and to appoint trustees for the same.

A bill to be entitled an act to incorporate the academy of Rabun county and to appoint trustees for the same.

A bill to be entitled an act to appoint trustees of the Wilkinson county academy and to incorporate the same.

A bill to be entitled an act to authorise the justices of the inferior court for the county of Fayette out of any lands by them heretofore purchased for county purposes and not otherwise appropriated to convey to the trustees of Fayette county academy such portion thereof as may be deemed necessary for the purpose of erecting an academy edifice thereon.

A bill to be entitled an act to alter and change the name of John Early W. Proskitt to that of John Early W. Oliver.

And a bill to be entitled an act to legitimatize and change the names of Winney B., James F. and William A. Nusom.

The following bills were taken up, read the second time, and ordered for committee of the whole, to-wit :

A bill to be entitled an act to repeal a law passed in the year 1817, prohibiting the introduction of slaves only on certain conditions.

A bill to be entitled an act to carry into effect the last will and testament of Phillip Brantley, deceased, so far as to manumit and set free three negroes by the names of Old Ben Lizzy and Old Milly.

And a bill to be entitled an act for the relief of Thomas Foley.

The following bills were taken up, read the third time and passed viz :

A bill to incorporate the Clarksville academy in Habersham county.

A bill to be entitled an act to incorporate the Lawrenceville academy in the county of Gwinnett, and to appoint trustees for the same.

A bill to be entitled an act to legitimatize and change the names of certain persons therein mentioned.

A bill to be entitled an act to define an act entitled an act to authorise the enforcement of the patrol law in the city of Savannah in certain cases therein mentioned.

And a bill to vest the powers of the commissioners of the court-house and jail of Laurens county in the inferior court of said county.

The bill to alter and amend an act entitled an act to remove the court-house or the site of the public buildings in the county of Wayne, passed the 10th December, 1823, was read the third time.

Whereupon a memorial from the citizens of Wayne county being read, the bill was ordered to lie on the table for the present.

The senate resolved itself into committee of the whole, on the bill to be entitled an act to incorporate the Henry county academy and to appoint trustees for the same, Mr. Wooten in the chair; the pre-

sident resumed the chair and mr. Wooten reported the bill with amendments.

The senate took up and agreed to the report.

And the bill was read the third time and passed.

The senate resolved itself into a committee of the whole, on the bill to separate and divorce Betsey Brown and Henry P. Brown her husband, mr. Cook in the chair. The president resumed the chair and mr. Cook reported the bill without an amendment.

The senate took up and agreed to the report.

The bill was read the third time—

And on the question, "Shall this bill now pass?" the yeas and nays being required, are—yeas 28, nays 22.

Those who voted in the affirmative, are

Messrs.

Allen	Johnson	Stocks
Baker	Jones	Stokes
Beall	Lampkin	Strawn
Bozeman	Lockhart	Swain
Brown of Hancock	McKinne	Tennille
Burney	Mitchell	Tignor
Coffee	Phillips	Walker
Gilmore	Remson	Whitehead
Hardee	Spann	Wooten
Holt		

Those who voted in the negative, are

Messrs.

Blackshear	Gibson	Powers
Blackstone	Gilmer	Prince
Brown of Decatur	Groves	Rawls
Cleveland	Little	Sellers
Cook	McCrimmon	Sheffield
Crawford	Miller	Taylor
Davies	Montgomery	Worthy

There not being a constitutional majority the bill was rejected.

The senate resolved itself into a committee of the whole on the bill to be entitled an act to make valid certain grants lying within certain reservations taken and held under and by virtue of the late treaties between the United States and Cherokee nation of Indians, mr. Prince in the chair. The president resumed the chair, and mr. Prince reported the bill with amendment.

The senate took up and agreed to the report

The bill was read the third time and passed.

The senate adjourned until to-morrow morning 10 o'clock

SATURDAY, 15th November, 1824.

Mr. McKinne presented the memorial of John Smith of Scriven county, which was read and referred to a select committee, consisting of messrs. McKinne, Blackshear and Strawu.

Mr. Prince notified the senate that he would after to day, move for the appointment of a committee to prepare and report a bill to discharge females from the performance of patrol duty.

On motion,

The hon. senator from DeKalb had leave of absence a few days.

The hon. senators from Washington and Decatur had leave of absence until Monday next.

Mr. Prince had leave to introduce instantler, a bill to be entitled an act explanatory of an act for laying out a town on the Ocmulgee river and for other purposes, passed the 23d December 1822, which was read the first time.

On motion,

The hon. senator from the county of Jasper had leave of absence until Wednesday next; and

The hon. senator from the county of Chatham had leave of absence for a few days.

Mr. Montgomery presented the petition of a number of citizens of Jackson county, praying the incorporation of a female academy in said county, to be styled the Harmony Grove Female Academy, which was read and referred to a committee consisting of messrs. Montgomery, Groves, and Little.

Mr. Hardee from the joint committee on printing, reported,

That they have contracted with Camak & Ragland for the printing
 copies of the laws which may be passed the present session of the legislature at two and one-ninth cents per sheet of eight octavo pages—for printing
 copies of the journals of each branch of the General Assembly at one and eight tenths of a cent per sheet of eight octavo pages, and the printing which may be ordered during the present session, on the same terms that it was done the last session. The laws to be delivered by the first of February, the journals by the 1st of March next; for the performance of which they are ready to give bond and security.

All of which is respectfully submitted.

Read and ordered to lie on the table.

Mr. Lampkin laid on the table the following resolution:

Resolved, That his excellency the governor be requested after the first day of June next to send some competent mathematician to examine the first district of Dooley, and report whether the same has

been surveyed according to law, and if it is found not to be surveyed, his excellency is hereby requested to have it surveyed.

Agreeable to notice, Mr. Hardee reported a bill to be entitled an act to relieve the inhabitants of Little Satilla or Hardee's Neck, in the county of Camden from working or performing road duty on the post road, and to appoint commissioners for the same, also to compel all persons within said limits to work on the same.

Which was read the first time.

Mr. Swain from the committee appointed reported a bill to be entitled an act to authorise the trustees and commissioners of Emanuel county academy to establish free schools in said county, which was read the first time.

Mr. Tignor from the committee appointed, reported a bill to be entitled an act to vest in the academies of certain counties, one-half of certain lots of land, which was read the first time.

Mr. Allen from the joint committee on internal improvement, to whom was referred the correspondence of the governor with the president of the United States, in which he requests that Georgia may participate with other states in the advantages of the act of the 30th of April last, authorising the president to procure the necessary surveys, plans and estimates for roads and canals, reported,

That they had the same under consideration, and although they believe that little or no benefit will accrue to this state from the appropriation made for the purpose of carrying said act into effect, yet as a further appropriation may be made at the next session of Congress for the same purpose, they would recommend that the governor continue to press the claims of the state, should a further appropriation be made.

Ordered to lie on the table.

The senate took up the resolutions requesting the governor as early as is convenient to open a correspondence with the general government and the government of Florida if necessary, on the subject of establishing permanently the line dividing this state from this state from Florida, and to take all measures necessary to accomplish this object.

Which was read and agreed to.

Mr. Prince notified the senate that he would after to-day move for the appointment of a committee to prepare and report a bill to fix the times for the sitting of the superior and inferior courts of the Flint circuit.

Mr. Little notified the senate that after to-day he would move for the appointment of a committee to prepare and report a bill to be entitled an act to establish and fix the name of the academy at Carnesville in Franklin county, and to incorporate the trustees thereof.

Mr. Spann presented the memorial of Othneil Weaver, praying the emancipation of ten negroes, which was read and referred to a committee consisting of messrs. Spann, Beall and Swain.

Mr. Cleveland from the committee appointed, reported a bill to be entitled an act to amend the third section of the act regulating the general elections in this state, and appointing the time of the meeting of the General Assembly passed the 11th February 1799, which was read the first time.

Mr. Spann notified the senate that after to day he would move for the appointment of a committee to prepare and report a bill to authorise Daniel R. W. McRae to plead and practice as an attorney and solicitor in the courts of law and equity in this state.

The following bills were taken up read the second time, and ordered for a third reading, viz :

A bill to be entitled an act to establish district elections in the county of Dooly, and to punish those who may attempt to defeat the same.

A bill to alter the name of Lewis Berrien Hill to Lewis Berrien Floyd ; and

A bill to make permanent the site of public buildings in the county of Decatur, &c.

The following bills were taken up, read the second time and ordered for committee of the whole, to-wit :

A bill to legalise the acts of all the deputy clerks of the superior courts under the age of twenty-one years.

A bill to compel tax collectors in the several counties of this state to attend the general elections for the purpose of preventing improper votes ; and

A bill more fully to carry into effect an act to prevent obstructions to the passage of fish in the Ocmulgee river and its branches, passed on the 25th day of December 1821.

The following bills were taken up, read the third time and passed.

A bill to alter and change the name of John Early W. Preskitt to that of John Early W. Oliver.

A bill to appoint trustees of the Wilkinson county academy and to incorporate the same.

A bill to be entitled an act to incorporate the Houston county academy, and to appoint trustees for the same.

A bill to incorporate the academy of Itabun county, and to appoint trustees for the same.

A bill to authorise the justices of the inferior court for the county of Fayette out of any lands by them heretofore purchased for county purposes and not otherwise appropriated to convey to the trustees of the Fayette county academy such portion thereof as may be deemed necessary for the purpose of erecting an academy edifice thereon.

And a bill to legitimate and change the names of Winney B. James F. and William A. Osborn to that of Winney B. James F. and William A. Nusom.

Mr. Prince laid on the table the following resolution :

Whereas the maps of the districts in the last purchase are some of them so torn and mutilated as to be useless.

Resolved, That his excellency the governor be requested to appoint one or more persons to transcribe said maps or as many of them as in the opinion of the surveyor-general may require it.

On motion,

Resolved, That the joint judiciary committee be instructed to inquire into the expediency of allowing such fees as may seem reasonable to justices of the peace and constables for the several additional duties imposed on them by law, since the passage of the law establishing the fees of those officers.

Mr. Powers from the committee appointed, reported a bill to amend the several land acts now in force in this state in relation to head rights and bounty warrants.

The senate resolved itself into committee of the whole on the bill to be entitled an act for the relief of Thomas Foley, mr. Gilmore in the chair. The president resumed the chair, and mr. Gilmore reported the bill without amendment.

The senate took up and agreed to the report.

And the bill was read the third time and passed.

The senate resolved itself into committee of the whole on the bill to be entitled an act to incorporate the Darien fire engine company, mr. Cleveland in the chair. The president resumed the chair and mr. Cleveland reported the bill with amendments.

The senate took up and agreed to the report.

And the bill was read the third time and passed.

The senate resolved itself into committee of the whole on the bill to be entitled an act to establish and regulate district elections in the county of Bryan and punish those who may attempt to defeat the same, mr. Crawford in the chair. The president resumed the chair, and mr. Crawford reported the bill with amendments.

The senate took up and agreed to the report.

And the bill was read the third time and passed.

The senate resolved itself into committee of the whole on the bill to be entitled an act to repeal a law passed in the year 1817, prohibiting the introduction of slaves only on certain conditions, mr. Burney in the chair. The president resumed the chair, and mr. Burney reported the bill with an amendment.

The senate took up and agreed to the report.

The bill was read the third time—

And on the question, 'Shall this bill now pass?' it was determined in the affirmative.

And the yeas and nays being required, are—yeas 33, nays 13.

Those who voted in the affirmative are

Messrs.		
aker	Jones	Rawls
Blackshear	Lamkin	Remson
Burney	Little	Sellers
Cleveland	Lockhart	Sheffield
Cook	McCrimmon	Spann
Crawford	McKinne	Stokes
Gibson	Miller	Strawn
Gilmer	Mitchell	Taylor
Gilmore	Mobley	Tignor
Groves	Phillips	Wooten
Hardee	Prince	Worthy

Those who voted in the negative, are

Messrs.		
Allen	Mangham	Stocks
Beall	Maxwell	Swain
Bozeman	Montgomery	Walker
Brown of Hancock	Powers	Whitehead
Coffee		

The senate again resolved itself into a committee of the whole upon the bill to be entitled an act to establish and regulate district elections in the county of Emanuel, mr. Sellers in the chair. The president resumed the chair, and mr. Sellers reported the bill with amendment.

The senate took up and agreed to the report.

And the bill was read the third time and passed under the title of a bill to be entitled an act to lay off Emanuel and Tattnall counties into election districts.

A message was brought from the house of representatives by mr. Dawson their clerk, informing the senate, that the house of representatives have passed the act to alter and amend the second section of the second article of the constitution.

And that they had given leave of absence to the clerk of the house of representatives for a few days, and had appointed Alfred B. Holt clerk pro tem.

The senate took up the message of the house of representatives of yesterday and concurred in the resolutions confirming the executive appointments made during the last political year, and the several bills contained in said message were read the first time.

Mr. Montgomery from the committee appointed reported a bill to incorporate the female academy at Harmony Grove in Jackson county, which was read the first time.

Agreeable to notice Mr. Baker moved for the appointment of a committee to prepare and report a bill to lay out the county of Liberty into election districts and to alter the place of holding battalion and regimental musters.

Ordered, that messrs. Baker, Maxwell and Mangham be that committee.

Mr. Stokes from the joint committee on enrollment reported as duly enrolled and signed by the speaker of the house representatives an act to extend the time to fortunate drawers in the land lottery by the authority of the act passed on the fifteenth day of May 1821, entitled an act to dispose of and distribute the lands lately acquired by the United States for the use of Georgia of the Creek Indians, &c. and also to extend the time to fortunate drawers in the land lottery by authority of an act passed on the 15th day of December 1818, entitled an act to dispose of and distribute the late cession of land obtained from the Creek and Cherokee nations of Indians by the United States, &c. and also to continue in force the present fees upon the grants.

Which was presented to and signed by the president of senate.

Ordered that the committee on enrollment do carry said act to his excellency the governor for his assent.

The senate adjourned until Monday morning, 10 o'clock.

MONDAY, Nov. 15th, 1824.

Mr. McKinne from the committee appointed, reported a bill to authorize William Smith to erect a bridge across the Beaverdam creek in the county of Scriven, on the road leading from Savannah to Augusta, which was read the first time.

Mr. Bozeman from the committee appointed, reported a bill to alter and fix the time of holding the superior court of the county of Baldwin in the Ocmulgee circuit, which was read the first time.

The senate took up the report of the joint committee on printing which was read and agreed to, and is as follows

They have contracted with Camak & Ragland for the printing of 2,500 copies of the laws which may be passed the present session of the legislature, at two and one-ninth cents per sheet of eight octavo pages—for printing 2,000 copies of the journals of each branch of the General Assembly at one and eight-tenths of a cent per sheet of eight octavo pages—and the printing which may be ordered during the

present session on the same terms it was done the last session. The laws to be delivered by the 1st of February, the journals by the 1st of March next, for the performance of which they are ready to give bond and security.

All of which is respectfully submitted.

On motion of Mr. Swain,

Resolved, That the senate and house of representatives of the state of Georgia will adjourn *sine die* on the eleventh day of Dec. next.

Which was read and ordered to lie on the table.

Mr. Worthy notified the senate that after to-day he would move for the appointment of a committee to prepare and report a bill to alter and amend an act passed the 8th day of December 1823, to regulate general elections, so far as respects the county of Gwinnett.

Agreeable to notice Mr. Spann moved for the appointment of a committee to prepare and report a bill to authorise Daniel R. W. McRae to plead and practise as an attorney and solicitor in the courts of law and equity in this state.

Ordered that Messrs. Spann, Brown and Taylor be that committee.

Agreeably to notice, Mr. Prince moved for the appointment of a committee to prepare and report a bill to discharge females from the performance of patrol duty.

Ordered, that messrs. Prince, Adrian and Gamble be that committee.

The senate took up the report of the joint committee on internal improvement, which being read was agreed to.

Agreeable to notice Mr. Prince moved for the appointment of a committee to prepare and report a bill to fix the times of the sitting of the superior and inferior court of the Flint circuit.

Ordered, that messrs. Prince, Tignor, Jones, Gibson and Sellers be that committee.

Mr. Gamble notified the senate that after to day he would move for the appointment of a committee to prepare and report a bill to be entitled an act to appoint county treasurers, and to define their duties,

The senate took up the resolution requesting the governor to send some competent mathematician to examine the first district of Dooly, and report whether the same has been surveyed according to law, which was read and ordered to lie on the table.

Mr. Gilmore had leave to introduce instantler, a bill to authorise James Kemp to keep up a ferry across the Altamaha river, which was read the first time.

Mr. Strawn from the committee appointed, reported a bill to incorporate the Fayetteville academy, and to appoint trustees of the same, which was read the first time.

Mr. Jones notified the senate that after to day he would move for the appointment of a committee to prepare and report a bill to prevent the return of fraudulent draws from and after the first day of January next.

Agreeable to notice Mr. Little moved for the appointment of a committee to prepare and report a bill to establish and fix the name of the academy at Carnesville in Franklin county, and to incorporate the trustees thereof.

Ordered, that messrs. Little, Beall and Whitehead be that committee.

The senate took up the following bills, which were read the second time, and ordered for a third reading, viz :

A bill to authorise the trustees and commissioners of Emanuel county academy to establish free schools in said county.

A bill to lay out a road in the county of Camden, and to appoint commissioners for the same.

A bill to incorporate the female academy at Harmony Grove in Jackson county ; and

A bill to relieve the inhabitants of Little Satilla or Hardee's Neck in the county of Camden from working or performing road duty on the post road, and to appoint commissioners for the same, also to compel all persons within said limit to work on the same.

The following bills were taken up, read the second time and ordered for committee of the whole :

A bill to vest in the academies of certain counties one-half of certain lots of land.

A bill to amend the third section of the act regulating the general elections in this state and appoint the time of the meeting of the general assembly, passed the 11th February 1799.

A bill to incorporate the Walnut Creek Baptist Church in the county of Jones.

A bill to authorise the troops of cavalry now in Putnam county to consolidate and form one troop, and to attach the same to the oldest colonels regiment in said county, under certain regulations.

A bill explanatory of an act for laying out a town on the Ocmulgee river and for other purposes, passed the 23d December 1822.

A bill to alter the militia laws of this state as far as relates to the county of Richmond, and to authorise the organization of a legionary corps in the city of Augusta ; and

A bill to amend the several land acts in this state in relation to head rights and bounty warrants.

Ordered, that two hundred copies of said bill be printed for the use of both branches of the General Assembly.

The bill to alter the name of Lewis Berrien Hill to Lewis Berrien Floyd, and

The bill to make permanent the site of the public buildings in the county of Decatur and to name the same, and to designate one or more

additional sites in said county for holding elections and to punish those who may attempt to defeat the provision of this act, and to allow the clerk of the superior court to keep his office at his own house. Were read the third time and passed.

The following message from the house of representatives was received by mr. Holt their clerk pro. tempore.

Mr. President,

The house of representatives have passed a bill which originated in senate to give to master carpenters and masons a lien on buildings erected by them in the town of Macon.

And they have agreed to a resolution appointing trustees of the academy of Decatur county.

To which they desire concurrence.

And he withdrew.

The senate took up the message and the resolution therein contained was read and concurred in.

The bill to establish district elections in the county of Dooly and to punish those who may attempt to defeat the same, was read the third time.

On motion of mr. Crawford,

Resolved, That the bill to establish district elections in the county of Dooly, &c. and all other bills relative to district elections now before the senate be recommitted to a select committee, and that they be directed to report one general bill on that subject or otherwise.

On motion of mr. Lampkin,

Ordered, that the said resolution lie on the table for the balance of the session.

Whereupon, the said bill was passed under the title thereof.

The senate resolved itself into committee of the whole on the bill more fully to carry into effect an act to prevent obstructions to the passage of fish in the Ocmulgee river and its branches, passed on the 25th day of December 1821, mr. Miller in the chair; the president resumed the chair, and mr. Miller reported the bill without amendment.

The senate took up and agreed to the report; and

The bill was read the third time and passed.

The senate resolved itself into committee of the whole on the bill to carry into effect the last will and testament of Philip Brantley deceased, so far as to manumit and set free three negroes by the names of old Ben, Lizzy and old Milley, mr. Brown of Hancock, in the chair, the president resumed the chair, and mr. Brown reported the bill without amendment.

The senate took up and agreed to the report.

Whereupon,

The bill was read the third time—and

And on the question, 'Shall this bill now pass?' it was determined in the negative.

And the yeas and nays being required, are yeas 23—nays 24.

Those who voted in the affirmative are

Messrs.

Adrian	Jones	Prince
Beall	Lampkin	Rawls
Blackstone	Little	Sellers
Brown of Hancock	Lockhart	Sheffield
Crawford	Mangham	Stocks
Gamble	McKinne	Straw
Gibson	Miller	Worthy
Hardee	Montgomery	

Those who voted in the negative are

Messrs.

Allen	Groves	Spann
Baker	Maxwell	Stokes
Blackshear	McCrimmon	Swain
Bozeman	Mitchell	Taylor
Cleveland	Mobley	Tignor
Coffee	Phillips	Walker
Cook	Powers	Whitehead
Gilmore	Remson	Wooten

The president being called on for his vote, voted in the negative.

The senate resolved itself into committee of the whole on the bill concerning elections, Mr. Mitchell in the chair, the president resumed the chair, and Mr. Mitchell reported progress and had leave to sit again.

Mr. Prince notified the senate that he would after to-day move for the appointment of a committee to prepare and report a bill to excuse the justices of the inferior court from the performance of road and militia duties.

Mr. Prince also notified the senate that he would after to-day move for the appointment of a committee to prepare and report a bill for the construction of a toll bridge at Macon.

Also a bill to be entitled an act for the relief of Bibb county.

Mr. Spann from the committee appointed, reported a bill to authorise Daniel R. W. McRae to plead and practice as an attorney and solicitor in the several courts of law and equity in this state, which was read the first time.

The senate adjourned until to-morrow morning 10 o'clock.

TUESDAY, 16th November, 1824.

Mr. Blackstone presented the memorial of sundry citizens of Crawford county on the subject of cutting a canal to connect the western extremity of our state with the Atlantic.

Which was read and referred to the committee on internal improvement.

The president laid before senate the annual report of the military store-keeper.

Which was read and referred to the military committee.

On motion of mr. Crawford,

Resolved, That the military committee examine and report the condition and order in which the arms are in that are deposited in the arsenal in Milledgeville.

Mr. Lockhart from the committee on privileges and elections to whom were referred the memorial and remonstrance of Eli McConnel contesting the right of F. F. Adrian, senator elect from the county of Hall to a seat in this branch of the general assembly, Reported—

That to enable them to ascertain officially whether the said F. F. Adrian was in default as alleged by said memorialist, they called on G. R. Clayton, Esq. treasurer, and obtained the document No. 1, which shews that John Loving, Samuel Jackson and F. F. Adrian, Esqrs. had received as commissioners of fraction sales, the sum of twenty-one thousand six hundred and eighty-five dollars, eighty-seven cents, and that the aforesaid commissioners are entitled to a credit at the treasury department for the amount due them for their services rendered as commissioners aforesaid which will amount probably to near three hundred and twelve dollars. Deducting this last amount from the three thousand six hundred and eighty-five dollars, eighty-seven and a half cents, leaves a balance due to the state, by said commissioners of three thousand three hundred and seventy-three dollars, eighty-seven and a half cents.

Your committee also herewith submit the depositions of major James Meriwether, marked No. 2, and of John Loving, marked No. 3, which last document the said F. F. Adrian relies on as his principal defence against the charge of ineligibility, whereby it appears that the said F. F. Adrian did on the 27th September, 1821, resign as commissioner aforesaid, and left the whole of the business with Col. Jackson and him (Loving) to settle which could not then be done, as there was no one appointed to examine the books, and further that they (Loving and Jackson) did let the said Adrian have part of the money until said books could be examined, and Adrian's note payable to themselves, which note they still hold agreeable to his acknowledgements.

All which is respectfully submitted.

The report and its accompanying documents being read, were ordered to lie on the table for the present.

Mr. Prince from the committee appointed, reported a bill to discharge females from the performance of patrol duty, which was read the first time.

Agreeable to notice mr. Prince moved for the appointment of a committee to prepare and report a bill to excuse the justices of the inferior court from the performance of road and militia duties.

Ordered, that messrs. Prince, Tennille and McCrimmon be that committee.

Mr. Prince also agreeable to notice, moved for the appointment of a committee to prepare and report a bill to be entitled an act for the construction of a toll bridge at Macon—also a bill for the relief of Bibb county.

Ordered, that messrs. Prince, Blackshear and Walker be that committee.

The following message was received from the house of representatives, by mr. Holt, their clerk pro. tem.

Mr. President,

The house of representatives have passed a bill of senate to authorise James Cleland to plead and practise as an attorney and solicitor in the several courts of law in equity in this state.

They have passed the following bills.

A bill for the temporary relief of purchasers of fractional surveys lots or islands at the late sales in this state

A bill to alter and amend an act entitled an act to revise amend and continue in force an act entitled an act to extend the time of taking out grants on surveys made on head rights and bounty warrants.

A bill to incorporate Goshen academy in the county of Lincoln and appoint trustees for the same.

A bill to authorise the justices of the inferior court of Morgan county to lay off in the town of Madison a certain number of lots therein named for religious purposes.

A bill to establish and fix the name of the academy in the town of Forsyth in Monroe county and to incorporate the trustees thereof.

And a bill to separate and divorce Thomas G. Duke and Louisa his wife.

They have agreed to a resolution appointing on their part a committee to join such as have been appointed on the part of senate to prepare and report a bill to alter and fix the times of holding the superior and inferior courts in the Flint circuit,—and

They have agreed to the report of the committee on printing relative to printing the laws and journals of the present session, and such other printing as may be ordered by the present legislature.

To all which they desire concurrence.

And he withdrew.

* Agreeable to notice Mr. Gamble moved for the appointment of a committee to prepare and report a bill to appoint county treasurers and define their duties.

Ordered, that messrs. Gamble, Whitehead and Mobley be that committee.

The senate took up the message from the house of representatives, and the bills therein contained were severally read the first time.

The senate concurred in the report of the committee on printing relative to printing the laws and journals of the present session and such other printing as may be ordered by the present legislature.

Mr. Lamkin notified the senate that on to-morrow he would move for the appointment of a committee to prepare and report a bill to repeal an act entitled an act to alter and change the site of the public buildings of the county of Dooly, passed the 10th of December, 1823, and to appoint commissioners of the public buildings of said county, and to appoint commissioners to pitch on a site of the public buildings of said county in room of those heretofore appointed.

Mr. Tennille from the committee appointed, reported a bill for the relief of Reuben Whitefield, which was read the first time.

Mr. Stokes from the committee on enrollment reported as duly enrolled and signed by the speaker of the house of representatives,

An act to alter and amend the second section of the second article of the constitution of the state of Georgia.

And an act to give to master carpenters and master masons a lien on buildings erected by them in the town of Macon.

Which were presented to and severally signed by the president of senate.

Ordered, that the committee on enrollment do carry said acts to his excellency the governor for his assent.

Mr. Stocks presented the petition of the trustees of Greene county academy.

Which being read was referred to the joint committee on public education and free schools.

Mr. McKinne from the committee appointed, reported a bill for the relief of John Rawls and William Gross.

Which was read the first time.

The senate took up the resolution requesting the governor to appoint one or more persons to transcribe certain maps in the surveyor-general's office, or as many of them as in the opinion of the surveyor-general may require it.

Whereupon,

Mr. Prince moved the following as a substitute.

Resolved, That a committee be appointed to examine and report to the senate what will be the probable expense of transcribing such of the plans of districts of the land disposed of in the two last lbt-

teries transcribing and of the mode best adapted to their future preservation.

Ordered, that messrs. Prince, Stocks and Crawford be that committee.

The bill to alter and amend an act to remove the court-house or the site of the public buildings in the county of Wayne, passed the 10th day of December 1823, was taken up, read the third time and passed.

The following bills were taken up, read the second time and ordered for committee of the whole.

A bill to alter and fix the time of holding the superior courts in the county of Baldwin in the Ocmulgee circuit.

And a bill to authorise William Smith to erect a bridge across the Beaverdam creek in the county of Scriven on the road leading from Savannah to Augusta.

The bill to alter the militia laws of this state so far as relates to the county of Richmond and to authorise the organization of a legionary corps in the city of Augusta, was ordered for committee of the whole on Monday next.

Also the bill to vest in the academies of certain counties one half of certain lots of land.

The following bills were taken up, read the second time, and ordered for a third reading.

A bill to authorise Daniel R. W. McRae to plead and practice as an attorney and solicitor in the several courts of law and equity in this state.

A bill to authorise James Kemp to keep up a ferry across the Altamaha river.

And a bill to incorporate the Fayetteville academy and to appoint trustees for the same.

The following bills were read the third time and passed.

A bill to incorporate the female academy at Harmony Grove in Jackson county.

A bill to authorise the trustees and commissioners of Emanuel county academy to establish free schools in said county.

A bill to relieve the inhabitants of Little Satilla or Hardee's neck in the county of Camden from working or performing road duty on the post road, and to appoint commissioners for the same, also to compel all persons within said limit to work on the same,—and

A bill to lay out a road in the county of Camden and to appoint commissioners for the same.

The senate then resolved itself into committee of the whole on the bill to authorise the troops of cavalry now in Putnam county to consolidate and form one troop and so attach the same to the oldest colo-

nel's regiment in said county, under certain regulations, Mr. Groves in the chair. The President resumed the chair, and mr. Groves reported the bill with amendment.

The senate took up and agreed to the report; and

The bill was read the third time and passed.

The senate resolved itself into a committee of the whole, upon the bill to compel tax-collectors in the several counties of this state to attend at the general elections for the purpose of preventing improper votes, mr. Beall in the chair; the president resumed the chair, and mr. Beall reported progress and had leave to sit again.

The senate resolved itself into committee of the whole on the bill to incorporate the Walnut Creek Baptist church in the county of Jones, mr. Strawn in the chair; the president resumed the chair, and mr. Strawn reported the bill without amendment.

Ordered that the report lie on the table.

The senate again resolved itself into a committee of the whole on the bill to legalize the acts of all the deputy clerks of the superior courts under the age of twenty-one years, mr. Blackstone in the chair. The president resumed the chair, and mr. Blackstone reported the bill with amendment.

The senate took up the report, which was read, amended, and agreed to.

The caption of the bill being amended—

The bill was read the third time and passed under the title of a bill to legalize the acts of deputy clerks of the superior and inferior courts and coerts of ordinary under the age of twenty-one years,

On motion of mr. Stocks,

Resolved, That the returns of county academies made to the senatus academicus and by a resolution of that body referred to this branch of the general assembly be referred to the committee on public education and free schools.

On motion of mr. Powers,

Resolved, That the joint judiciary committee be and they are hereby required to take into consideration the propriety of providing by law for the support of the families of persons confined in the penitentiary, and that they report by bill or otherwise.

Mr. Tignor notified the senate that he would after to-day move for the appointment of a committee to prepare and report a bill to authorise sheriffs of the several counties in this state to advertise their sales in the nearest or most convenient public gazette to where such sheriffs may reside.

The senate adjourned until to-morrow morning 10 o'clock.

WEDNESDAY, 17th November, 1824.

Mr. Baker from the committee appointed, reported a bill to establish and regulate district elections in the county of Liberty, and to remove the battalion and regimental parade ground.

Which was read the first time.

Agreeable to notice Mr. Worthy moved for the appointment of a committee to prepare and report a bill to alter and amend an act passed the 3th day of December 1823, to regulate general elections, so far as respects the county of Gwinnett.

Ordered, that messrs. Worthy, McCrimmon and Swain be that committee.

On motion of Mr. Miller,

Resolved, That the military committee be directed to enquire into the expediency or in expediency of reporting a bill declaring what length of time it should require to vacate a commission by the absence of the incumbent from his command.

Mr. Gamble from the committee appointed, reported a bill to appoint county treasurers, and to define their duties.

Which was read the first time.

Mr. Allen from the committee appointed, reported a bill to amend an act entitled an act for the better regulation and government of the town of Elberton.

Which was read the first time.

Mr. Prince from the committee appointed, reported a bill for the construction of a toll bridge at Macon.

Which was read the first time.

Mr. Prince from the committee appointed, reported a bill for the relief of Bibb county.

Which was read the first time.

And Mr. Prince from the committee appointed, also reported a bill to exempt justices of the inferior court from performing read and militia duty.

Which was read the first time.

Mr. Little from the committee appointed, reported a bill to establish and fix the name of the academy at Carnesville in the county of Franklin, and to incorporate the trustees thereof.

Which was read the first time.

On motion of Mr. Coffee,

Resolved, That his excellency the governor be requested to forward to each member of the senate and house of representatives, and to each major and brigadier-general one copy of the laws and journals of the

legislature, in addition to the number heretofore forwarded : *Provided*, that the general officers who are members of the legislature, shall receive but one copy.

Which was read and ordered to lie on the table.

The following bills were taken up, read the second time, and ordered for a thlrd reading.

A bill to discharge females from the performance of patrol duty.

A bill for the relief of Reuben Whitfield.

A bill to establish and fix the name of the academy in the town of Forsyth in Monroe county, and to incorporate the trustees thereof.

A bill to incorporate Goshen Academy in the county of Lincoln, and to appoint trustees for the same ; and

A bill to authorise the justices of the inferior court of Morgan county to lay off in the town of Madison certain number of lots therein named for religious purposes.

The bill to authorise Daniel R. W. McRae to plead and practice as an attorney and solicitor in the several courts of law and equity in this state, was read the third time ordered to lie on the table.

The following bills were taken up, read the second time and ordered for committee of the whole.

A bill for the relief of John Rawls and William Gross.

A bill to seperate and divorce Thomas G. Duke and Louisa his wife.

A bill to alter and amend an act entitled an act to amend and continue in force an act entitled an act to extend the time of taking out grants on surveys made on haad rights and bounty warrants, and

A bill for the temporary relief of purchasers of fractional surveys, lots or islands at the late sales in this state.

The bills, to-wit :

A bill to authorise James Kemp to keep up a ferry across the Altamaha river, and

A bill to incorporate the Fayetteville academy and to appoint trustees for the same.

Were read the third time and passed.

The bill to amend the third section of the act regulating the general elections in this state and to appoint the time of the meeting of the General Assembly oassed the 11th Feb. 1799.

Was ordered for a committee of the whole on Tuesday next.

The senate resolved itself into committee of the whole on the bill to incorporate the town of Perry in the county of Houston, and to appoint commissioners for the same, mr. Gilmore in the chair ; the president resumed the chair, and mr. Gilmore reported the bill without amendment.

The senate took up and agreed to the report.

The bill was then read the third time and passed.

The senate resolved itself into committee of the whole on the bill explanatory of an act for laying out a town on the Ocmulgee river and for other purposes, passed the 23d Dec 1822, mr. Tennille in the chair; the president resumed the chair, and mr. Tennille reported the bill with an amendment.

The senate took up and agreed to the report; and
The bill was read the third time and passed.

The senate resolved itself into committee of the whole on the bill to authorise William Smith to erect a bridge across the Beaverdam creek in the county of Scriven, on the road leading from Savannah to Augusta, mr. Mangham in the chair; the president resumed the chair, and mr. Mangham reported the bill with amendments.

The senate took up and agreed to the report; and
The bill was read the third time and passed.

The senate resolved itself into committee of the whole on the bill to alter and fix the time of holding the superior courts of the county of Baldwin, in the Ocmulgee circuit, mr. Baker in the chair; the president resumed the chair, and mr. Baker reported the bill with amendments.

The senate took up and agreed to the report; and

The bill was read the third time and passed under the title of a bill to alter and fix the time of holding the superior courts of the counties of Baldwin and Wilkes, and the superior and inferior courts of the counties of Elbert and Madison.

The senate resolved itself into committee of the whole on the bill to compel tax collectors in the several counties of this state to attend at the general elections for the purpose of preventing improper votes, mr. Allen in the chair; the president resumed the chair, and mr. Allen reported the bill with amendments.

The senate took up the report, which was read, amended and agreed to.

The bill was read the third time under the title of a bill further defining the duties of collectors of taxes.

And on the question "Shall this bill now pass?"

The yeas and nays being required, are—yeas 26, nays 26.

Those who voted in the affirmative, are
Messrs.

Allen	Little	Sheffield
Baker	Lockhart	Stocks
Blackshear	Maxwell	Stokes
Brown of Decatur	Miller	Tignor
Crawford	Mitchell	Walker
Gamble	Montgomery	Whitehead
Groves	Powers	Wimberly
Holt	Prince	Wooten
Jones	Rawls	

Those who voted in the negative are
Messrs.

Adrian	Gibson	Sellers
Beall	Gilmore	Spann
Blackstone	Lampkin	Strawn
Bozeinan	Mangham	Swain
Brown of Hancock	McCrimmon	Taylor
Burney	McKinne	Tennille
Cleveland	Mobley	Wellborn
Coffee	Phillips	Worthy
Cook	Remson	

There being a tie, the president voted in the affirmative, and the bill passed under the title thereof.

Mr. Stocks from the committee appointed, reported a bill authorising a partial failure of consideration to be pleaded.

Which was read the first time.

Mr. Baker notified the senate that he would after to day move for the appointment of a committee to prepare and report a bill to repeal the ninth section of an act passed the 28th Dec. 1822, to authorise upon certain conditions the organization of squadrons of cavalry in the first military division in this state, and for the encouragement of volunteer corps of cavalry within the same.

The senate took up the resolution requesting the governor after the first day of June next, to send some competent mathematician to examine the first district of Dooly, and report whether the same has been surveyed according to law, and if it is found not to be surveyed, his excellency is hereby requested to have it surveyed.

Which was amended by adding the words "giving to Muddock McCloud, the district surveyor, ninety days notice of such examination."

Which was read and agreed to as amended.

Mr. Montgomery laid on the table the following resolution :

Resolved, That his excellency the governor be and he is hereby authorised and required to employ some good draftsman to make an accurate map of the state of Georgia, designating the relative situation and bounds of each county, and that he lay the same before the next legislature for their inspection, and that he pay for the same out of the contingent fund.

The following message was received from the house of representatives by Mr. Holt, their clerk pro tempore.

Mr. President,

The house of representatives have passed a bill which originated in senate to authorise the judge of the superior court of the eastern district to appoint a guardian or trustee for a certain woman of color named Rino.

They have agreed to the amendment proposed by senate to the bill of the house to be entitled an act to make valid certain grants to land lying within certain reservations taken and held under and by virtue of the late treaties between the United States and Cherokee nation of Indians,—and

To the amendments proposed by senate to the bill to be entitled an act to incorporate the Darien fire engine company.

They have concurred in the resolution requesting his excellency the governor as early as convenient to open a correspondence with the general government, and the government of Florida if necessary on the subject of establishing permanently the line dividing this state from Florida.

They have agreed to a resolution appointing a committee to join such committee as may be appointed on the part of senate to ascertain what amount of money will be necessary to be inserted in the appropriation law of this session for the reimbursement of the persons who have been engaged in taking the census of the several counties in this state.

And agreed to a resolution requesting his excellency the governor to furnish the joint committee appointed to apportion the representation of the several counties of this state under the new census, with a digested table of said census, stating in separate columns the white, black and representative population of each county.

To which they desire concurrence.

And he withdrew.

The senate took up the message and concurred in the resolution to appoint a committee to join such committee as may be appointed on the part of senate to ascertain what amount of money will be necessary to be inserted in the appropriation law of this session for the reimbursement of the persons who have been engaged in taking the census of the several counties in this state, under the requirement of an act of the general assembly of this state, passed the 10th day of December, 1823, and joined a committee on their part consisting of messrs. Stokes, Burney and Whitehead.

The senate also concurred in the resolution requesting his excellency the governor to furnish the joint committee appointed to apportion the representatives of the several counties of this state under the new census with a digested table of said census, stating in separate columns the white, black and representative population of each county—also if any counties have failed to make out their returns in conformity to law to inform the committee thereof.

Agreeable to notice, mr. Lamkin moved for the appointment of a committee to prepare a bill to repeal an act entitled an act to alter and change the site of the public buildings of the county of Dooly, passed the 10th December, 1823, and to appoint commissioners of the public buildings of said county and to appoint commissioners to pitch on a site of the public buildings of said county in room of those heretofore appointed.

Ordered, that messrs. Lamkin, Walker and Coffee be that committee.

Mr. Gilmore notified the senate that he would after to day move for the appointment of a committee to prepare and report a bill to compel persons having academy funds in their hands unaccounted for to pay interest on the same till paid into the hands of the inferior court or trustees of the different county academies.

Agreeable to notice mr. Tignor moved for the appointment of a committee to prepare and report a bill to authorise sheriffs of the several counties in this state to advertise their sales in the nearest or most convenient public gazette to where such sheriff may reside.

Ordered, that messrs. Tignor, Gibson and Holt be that committee.

Mr. McKinne from the committee appointed, reported a bill to secure to Stephen Pierce his heirs and assigns for the term of ten years from the first day of January next the exclusive right of running a line of stage carriages between the cities of Savannah and Augusta.

Which was read the first time.

Mr. Stokes from the committee on enrollment reported as duly enrolled and signed by the speaker of the house of representatives the following acts.

An act to define an act entitled an act to authorise the enforcement of the patrol law in the city of Savannah, in certain cases therein mentioned.

And an act to legitamize and change the names of Avey Merany Albritton and Aley Mehaley Albritton to Avey Merany Leaptrot and Aley Mehaley Leaptrot.

Which were presented to and severally signed by the president of senate.

Ordered, that the committee on enrollment do carry said acts to his excellency the governor for his assent.

The senate adjourned until to-morrow morning 10 o'clock.

THURSDAY, 18th November, 1824.

On motion of mr. Brown of Hancock, to reconsider so much of the journal of yesterday as relates to the passage of the bill further defining the duties of collectors of taxes.

The yeas and nays being required, are—yeas 24, nays 27.

Those who voted in the affirmative, are
Messrs.

Adrian	Groves	Spann
Beall	Lampkin	Strawn
Blackstone	Mangham	Swain
Bozeman	McKinne	Taylor
Brown of Hancock	Mobley	Tennille
Burney	Phillips	Walker
Cleveland	Remson	Wellborn
Gibson	Sellers	Worthy

Those who voted in the negative, are
Messrs.

Allen	Jones	Prince
Baker	Little	Rawls
Blackshear	Lockhart	Sheffield
Brown of Decatur	Maxwell	Stocks
Crawford	McCrimmon	Stokes
Gamble	Miller	Tignor
Glumore	Mitchell	Whitehead
Hardee	Montgomery	Wimberly
Holt	Powers	Wooten

On motion,

The hon. senator from Morgan had leave of absence after to-morrow for a few days.

Mr. Bozeman presented the petition of Samuel Buffington, which was read and referred together with its accompanying documents to a committee consisting of messrs. Bozeman, Cleveland and Holt.

The president laid before senate a communication of the comptroller-general, inclosing the report of the attorney-general, which was referred to the judiciary committee.

Mr. Sellers presented five petitions from sundry citizens of the counties of Monroe, Henry and Pike, praying the formation of a new county, which was read and referred to a committee consisting of messrs. Sellers, Tignor and Burney.

Mr. Gamble from the committee on the judiciary, reported—

That the judiciary committee to whom was referred the enquiry into the expediency of so changing the law on the subject of dower as to prevent any widow hereafter from being entitled to any thing more than a third part of such real estate as the husband died seised and possessed of, beg leave to report—

That a bill is now in progress in the house of representatives embracing that object, and therefore recommend that such committee be discharged from the farther consideration thereof.

Mr. Gamble further reported—

That the judiciary committee to whom was referred an enquiry into the expediency of authorising sheriffs to take bond and security of

defendants for the forth coming of property levied on, beg leave to report—

That they have enquired into this subject, and the result of the enquiry has been a thorough conviction of the inexpediency of giving to sheriffs the authority contemplated by the motion referred to them.

Mr. Gamble also reported—

That the judiciary committee, to whom was referred the memorial of the steam-boat company, ask leave to report—

That the said memorial has been referred by the representative branch of the legislature to the joint committee on the state of the republic, and understanding that the said committee have acted on it, your committee offer the following resolution :

Resolved, That the judiciary committee be discharged from the further consideration of the same.

Which were severally read and agreed to.

Mr. Bozeman from the joint committee on banks, to whom was referred the communication of the governor relative to the charges of A. B. Powell, Esq. against the Directors of the Bank of Darien, laid on the table the following report—

That they have examined the said communication and accompanying documents, and are of opinion that the interests of the state as a stockholder in the said bank do not require that the same should be made the subject of legislative investigation. They are the more willing to avoid at this time an investigation under the charges made by Mr. Powell, as they intend to recommend the appointment of a committee to examine into the condition of this and other banks and report to the next legislature. As this committee in their examination must necessarily turn their attention to those points on which the charges are founded, the joint committee beg leave to recommend the following resolution :

Resolved, That the committee on banks be discharged from the further consideration of the communication of his excellency the governor relative to the charges of Allen B. Powell, esq. against the Bank of Darien, and that the parties have leave to withdraw their respective papers.

Mr. Gibson presented the petition of a number of citizens of the counties of Pike, Monroe and Crawford, paying the formation of a new county.

Mr. Blackstone also presented another petition to the same effect.

Which were read and referred to a committee consisting of messrs. Gibson, Blackstone and Tigner.

Mr. Tigner from the committee appointed, reported a bill authorising sheriffs to advertise their sales in the nearest and most convenient public gazette.

Which was read the first time.

The senate took up the order of the day.

The following bills were read the second time, and ordered for a third reading, viz :

A bill to amend an act entitled an act for the better regulation and government of the town of Liberton ; and

A bill to establish and fix the name of the academy at Carnesville in the county of Franklin and to incorporate the trustees thereof.

The following bills were read the second time and ordered for committee of the whole, to-wit :

A bill to appoint county treasurers and to define their duties.

A bill to establish and regulate district elections in the county of Liberty, and to remove the battalion and regimental parade ground.

A bill authorising a partial failure of consideration to be pleaded.

A bill for the relief of Bibb county.

A bill for the construction of a toll bridge at Macon.

A bill to exempt justices of the inferior court from performing road and militia duties ; and

A bill to secure to Stephen Pierce, his heirs and assigns, for the term of ten years from the first day of January next, the exclusive right of running a line of stage carriages between the cities of Savannah and Augusta.

The following bills were taken up, read the third time and passed, viz :

A bill to discharge females from the performance of patrol duty.

A bill for the relief of Reuben Whitefield.

A bill to incorporate Goshen Academy in the county of Lincoln, and to appoint trustees for the same.

A bill to authorise the justices of the inferior court of Morgan county to lay off in the town of Madison, certain number of lots therein named for religious purposes.

And a bill to establish and fix the name of the academy in the town of Forsyth, in Monroe county and to incorporate the trustees thereof.

The bill to alter and amend an act entitled an act to revive and continue in force an act entitled an act to extend the time of taking out grants on surveys made on head rights and bounty warrants,

Was made the order of the day for Tuesday next.

The senate resolved itself into committee of the whole, on the bill to separate and divorce Thomas G. Duke and Louisa his wife, mr. Maxwell in the chair. The president resumed the chair, and mr. Maxwell reported the bill without amendment.

The senate took up and agreed to the report.

The bill read the third time—

And on the question, " Shall this bill now pass?" the yeas and nays being required, are—yeas 31, nays 18,

Those who voted in the affirmative, are
Messrs.

Allen	Groves	Stocks
Baker	Hardee	Swain
Beall	Lampkin	Tennille
Bozeman	Mangham	Tigner
Brown of Decatur	McCrimmon	Walker
Brown of Hancock	McKinne	Wellborn
Burney	Mitchell	Whitehead
Coffee	Phillips	Wimberly
Gamble	Remson	Wooten
Gibson	Spann	Worthy
Gilmore		

Those who voted in the negative, are
Messrs.

Adrian	Little	Powers
Blackshear	Lockhart	Prince
Blackstone	Maxwell	Rawls
Cleveland	Miller	Sheffield
Crawford	Mobley	Stokes
Helt	Montgomery	Taylor

There not being a constitutional majority it was rejected.

The senate resolved itself into committee of the whole on the bill for the relief of John Rawles and William Gross, mr. Walker in the chair. The president resumed the chair, and mr. Walker reported progress and had leave to sit again.

Mr. Gamble notified the senate that he would after to-day move for the appointment of a committee to prepare and report a bill to amend the judiciary laws of force in this state, so far as relates to the illegality of executions, and to authorise the courts in certain cases to enquire into, and correct errors and irregularities in judgments.

The following letter was presented by mr. Bozeman and addressed

To the honorable the President and Members of Senate.

Gentlemen,

Having been elected senator for the county of Hall in the present legislature, I repaired to the seat of government and took my seat, under the clearest conviction in my mind, that I was constitutionally qualified, and I have the proud consolation of still retaining this opinion, as no part of the public money ever came into my possession under the appointment of commissioner of the fraction sales. And it follows of course that I do not withhold any public money that came into my hands as a public functionary. It is true, and has never been denied, that I borrowed money from the two remaining commissioners after I resigned, and gave them my note for it, which constitutes debt to individuals, and not to the state. But inasmuch as

my election has been contested upon the ground of ineligibility under the allegation of my holding public money, unpaid and unaccounted for at the public treasury, and as the committee on privileges and elections has made a report which induces a belief that a difference of opinion exists on this point, I have determined to relieve the senate from the disagreeable necessity of discussing the constitutionality of my election by offering my resignation.

The honorable the senate will therefore please to consider this as a resignation of my seat in the same.

I have gentlemen, the honor to be,

Very respectfully,

Yr. obedient servant,

FLEMING F. ADRIAN.

18th Nov. 1824.

On motion of Mr. Bozeman,

Whereas, Fleming F. Adrian a member of this house from the county of Hall, has this day resigned his seat in the senate of the legislature of the state of Georgia—

Resolved, That his excellency the governor be notified thereof, and that he be requested to issue a writ of election to fill the vacancy occasioned by said resignation.

Mr. Stokes from the committee on enrollment reported as duly enrolled and signed by the speaker of the house of representatives,

An act to authorise James Cleland to plead and practice as an attorney and solicitor in the several courts of law and equity in this state.

An act to incorporate a Fire Engine Company in the city of Darien.

An act to make valid certain grants to land lying within certain reservations taken and held under and by virtue of the late treaties between the United States and the Cherokee nation of Indians.

An act to change and legitimize the name of Lewis Berrien Hill, to Lewis Berrien Floyd.

An act to alter and more effectually carry into effect an act to prevent obstructions to the passage of fish in the Ocmulgee river and its branches, passed on the 25th day of December 1821—and

An act to authorise the judge of the superior court of the eastern district to appoint a guardian or trustee for a certain woman of color named Rino.

Which were severally presented to and signed by the president of senate.

Ordered, that the committee on enrollment do carry said acts to his excellency the governor for his assent.

The senate adjourned until to-morrow morning 10 o'clock.

FRIDAY, 19th November, 1824.

Mr. Blackshear from the committee on the state of the republic, to whom was referred the communication of his excellency the governor and the accompanying resolution of the legislature of the state of Ohio on the subject of the abolition of slavery having had the same under consideration, ask leave to report—

That the constitutional guaranty made to the states holding slaves is not less sacred than the obligation imposed upon the constitution and laws for the protection of the rights of private property. Such states owe it to themselves to preserve unimpaired those rights, since the causes which extracted the constitutional concession on this subject, continue to exist in all their force. Your committee are therefore constrained to view the resolution of the legislature of Ohio as calculated to infringe the rights of the state of Georgia in common with other states similarly situated in this particular, and as indelicate in those from whom it emanates. If the "evil of slavery be considered a national one," your committee take leave to refer the legislature of Ohio to the situation of the country as it was originally settled in the south by our ancestors, and to those circumstances by the force of which slavery in America commenced its existence.—While your committee contemplate with no ordinary emotions the ameliorated condition of the slave in the southern country, they view with regret this unnecessary interference on the part of a sister state so well calculated to excite the anticipations and hopes of the slave and to impel him to those acts, which instead of bettering his condition, must augment his misfortunes. Your committee therefore consider the resolution as violative of the true dictates of humanity, and this idea is supported by a contrast of the slave population of the south with the wretched and miserable condition of the free people of color who crowd the the houses of punishment and correction in some of our sister states. If in the south they do not revel in liberty, they are at least supplied with the necessary wants of life.

Georgia claims the right with her southern sisters whose situation in this regard is similar, of moving this question when an enlarged system of benevolent and philanthropic exertions in consistency with her rights and interest shall render it practicable.

Your committee take leave therefore to recommend the following resolution.

Resolved, That the resolutions of the state of Ohio proposing the emancipation of slaves, passed on the 17th day of January, 1824, be, and the same is hereby disapproved by the legislature of this state, and that his excellency the governor be hereby requested to transmit a copy of this resolution to the executive of each of the United States.

Which was read and agreed to.

Mr. Blackshear from the committee on the state of the republic also made the following report:

The committee on the state of the republic to whom was referred a resolution of the state of Mississippi expressive of the sense of the legislature of that state on that part of the late message of the president of the United States to Congress, which announces the policy intended to be pursued by the United States in reference to certain views imputed to the principal powers of Europe, have had the same under their serious deliberation.

Although the course of national policy indicated in the communication referred to, must be considered as that which is alone consistent with the attitude which this nation ought to assume and maintain in the actual condition of the world, and nothing but what ought if possible, to increase and confirm the just confidence hitherto reposed in the venerable and illustrious statesman who now administers the government. Yet as the people of this nation have appointed another medium for the expression of their sentiments on questions of international policy, your committee deem it most correct and advisable for this legislature to abstain from interposing officially in this and all other matters not regularly within the scope of their powers. Your committee therefore respectfully recommend the adoption of the following resolutions.

Resolved, As the opinion of the legislature of the state of Georgia, that as well to preserve a due distinctness in the operations of the general from the state governments, as from an undiminished confidence in the present chief magistrate of the Union, they deem it inexpedient to act on the resolution transmitted from the state of Mississippi.

Resolved further, That his excellency the governor be requested to transmit to the governor of the state of Mississippi a copy of the foregoing resolution.

Which was read and agreed to.

Mr. Jones presented the petition of many citizens of Newton county praying the formation of a new county, which was read and referred to the same committee the petition from the counties of Henry and Monroe were.

On motion,

Mr. Jones was added to that committee.

On motion of Mr. Prince,

Resolved, That the joint committee on the judiciary be instructed to inquire into the expediency of providing by law for the entering appeals in cases where either party may or shall have departed this life so soon after the verdict as that an appeal cannot be entered by their executors or administrators as the law now stands, and that they have leave to report by bill or otherwise.

The bill authorising sheriffs to advertise their sales in the nearest and most convenient public gazette was read the second time and ordered for committee of the whole.

The bill to establish and fix the name of the academy at Carnesville in the county of Franklin, and to incorporate the trustees thereof.

And the bill to amend an act entitled an act for the better regulation and government of the town of Elberton, were read the third time and passed.

The senate resolved itself into a committee of the whole, on the bill to establish and regulate district elections in the county of Liberty and to remove the battallion and regimental parade ground, mr. Brown of Decatur in the chair. The president resumed the chair, and mr. Brown reported the bill without amendment.

The senate took up and agreed to the report

The bill was read the third time and passed.

The senate resolved itself into committee of the whole on the bill for the relief of Bibb county, mr. Wimberly in the chair. The president resumed the chair, and mr. Wimberly reported progress and had leave to sit again.

The senate resolved itself into committee of the whole on the bill to appoint county treasurers and to define their duties, mr. Coffee in the chair. The president resumed the chair, and mr. Coffee reported the bill with amendments.

The senate took up the report which was read.

Mr. Maxwell moved to amend the report by adding as an additional section the following.

And be it further enacted, That the counties of Bryan, Bulloch, Crawford, Hancock and Emanuel shall be exempt from the operations of this act."

And on the question to agree to the proposed amendment it was determined in the affirmative.

And the yeas and nays being required are—yeas 34, nays 18.

Those who voted in the affirmative are

Messrs.

Baker	Lockhart	Spann
Blackstone	Mangham	Stocks
Brown of Hancock	Maxwell	Stokes
Burney	McCrimmon	Straw
Cook	Miller	Swain
Gamble	Montgomery	Tennille
Gibson	Phillips	Tignor
Gilmore	Powers	Wellborn
Groves	Prince	Whitehead
Hardee	Rawls	Wooten
Jones	Sheffield	Worthy
Little		

Those who voted in the negative, are

Messrs.

Allen	Blackshear	Brown of Decatur
Beall	Bozeman	Cleveland

SEN.

Coffee	McKinne	Sellers
Crawford	Mitchell	Taylor
Holt	Mobley	Walker
Lampkin	Remson	Wimberly

The report being further amended by the following enacting clause, to wit:

And be it further enacted, That nothing in this act shall be so construed as to abrogate the office of trustees of the poor school fund, created by the act approved the 22d December, 1823, or to interfere with the academy funds of the county,

The report being read as amended was agreed to.

Whereupon,

The bill was read the third time.

And on the question 'Shall this bill now pass?' it was determined in the affirmative.

And the yeas and nays being required are—yeas 41, nays 10.

Those who voted in the affirmative are

Messrs.

Allen	Jones	Sellers
Blackshear	Lamkin	Sheffield
Bozeman	Little	Spann
Brown of Hancock	Lockhart	Stocks
Burney	Mangham	Swain
Cleveland	Maxwell	Taylor
Coffee	McCrimmon	Tennille
Cook	McKinne	Tignor
Crawford	Miller	Walker
Gamble	Montgomery	Whitehead
Gibson	Powers	Wimberly
Gi. more	Prince	Wooten
Hardee	Rawls	Worthy
Holt	Remson	

Those who voted in the negative, are

Messrs.

Baker	Groves	Phillips
Beall	Mitchell	Strawn
Blackstone	Mobley	Weilborn
Brown of Decatur		

The senate resolved itself into committee of the whole on the bill for the construction of a toll bridge at Macon, per. Maxwell in the chair. The president resumed the chair and mr. Maxwell reported progress and had leave to sit again.

The senate resolved itself into committee of the whole on the bill to exempt justices of the inferior court from performing road and militia duty, mr. Rawls in the chair. The president resumed the chair and mr. Rawls reported that they had disagreed to the bill.

The senate took up the report which was agreed to.

The following message was received from his excellency the governor by mr. Pierce his secretary.

Mr. President,

His excellency the governor has assented to and signed

An act to alter and amend the second section of the second article of the constitution of the state of Georgia.

And an act to give to master carpenters and master masons a lien on buildings erected by them in the town of Macon.

Ordered, that the committee on enrollment carry said acts to the secretary of state's office and see the great seal of this state affixed thereto.

The following message was received from the house of representatives by mr. Holt, their clerk pro tempore.

Mr. President.

The house of representatives have passed a bill to alter and amend an act entitled an act to impose an additional tax on pedlars and other itinerant traders, passed the 9th day of December, 1819.

And a bill for the relief of Isaac Bryan.

To which they desire concurrence.

And he withdrew.

The senate adjourned until to-morrow morning 10 o'clock.

SATURDAY, 20th November, 1824.

Mr. Wellborn notified the senate that after to-day he would move for the appointment of a committee to prepare and report a bill to be entitled an act to establish a ferry on the Ocmulgee river, to be called and known as Abner Veasey's ferry at or near Piney Island on said Veasey's lands.

Agreeable to notice mr. Gamble moved for the appointment of a committee to prepare and report a bill to amend the judiciary laws of force in this state, so far as relates to illegality of executions, and to authorise the courts in certain cases to enquire into and correct errors and irregularities in judgments.

Ordered, that messrs. Gamble, Davies and Hardee be that committee.

Mr. Sellers from the committee appointed, reported a bill to lay out a new county out of part of the counties of Henry, Monroe and Newton, and to organise the same.

Which was read the first time.

Mr. Wimberly presented the petition of sundry citizens of Twiggs county, praying to add a part thereof to the county of Bibb, which was read and referred to a committee, consisting of messrs. Wimberly Prince and Taylor.

Agreeable to notice Mr. Gilmore moved for the appointment of a committee to prepare and report a bill to compel persons having academy funds in their hands unaccounted for to pay interest on the same till paid into the hands of the inferior courts or trustees of the different county academies.

Ordered, that messrs. Gilmore, Montgomery and McCrimmon be that committee.

Mr. Allen from the joint committee on agriculture and internal improvement to whom was referred the documents relative to the improvement of the navigation of Brier creek, reported—

That they have had the same under consideration, and find that the sum of \$8,000 has been drawn from the treasury of the state by the treasurer of the board of commissioners for the improvement of said creek, and that the said commissioners have made a contract with major E. Byne of Burke county, for making navigable that part of said creek between Ray's bridge in Burke county and Jones' mill in the county of Scriven, for the sum of \$5,500—\$5,000 of which sum was paid in advance, the balance was to be paid when the work was completed. It further appears that there yet remains in the hands of the treasurer of said board the sum of \$2,935 12½ cts. \$500 of which sum ought to be paid to the said contractor, whenever it shall be ascertained that the contract has been complied with. It further appears that the said contractor did, in October 1822, notify the then commissioners that he had completed the work according to contract, that in consequence of high water the said commissioners deferred the examination after which time, four of the commissioners resigned without examining said work, and that there has never been a full board since.

Your committee therefore ask leave to introduce the following resolution

Resolved, That his excellency the governor be requested to take such measures as he may deem most expedient for carrying into execution the resolution of the last legislature relative to the navigation of Brier creek.

And be it further resolved, That the commissioners for the improvement of the navigation of said creek in Scriven county, be requested to examine that part of said creek between Ray's bridge in Burke county and Jones' mill in Scriven county, and report to his excellency the governor whether the said major E. Byne has complied with his contract or not, and if he has, that his excellency the governor be requested to direct the treasurer of the former commissioners of Burke county to pay to the said Major E. Byne the sum of \$500.

The joint committee on agriculture and internal improvement, to whom were referred the report of the commissioners for the improvement of the navigation of Tugalo river, beg leave further to report—

That they have had the same under consideration, and that it appears that the said commissioners are using every effort in their power to complete the same agreeable to the provisions of an act passed the 19th of Dec. 1818.

They therefore recommend the following resolution :

Resolved, That the commissioners of Tugalo river be and they are hereby directed to exercise their best judgment in completing the navigation of said river, and that they transmit a complete statement of their proceedings therein to his excellency the governor, and that his excellency the governor be requested to transmit a copy of this resolution to said board of commissioners.

Which were read and agreed to.

Mr. Gamble from the committee appointed reported a bill to amend the judiciary laws of force in this state so far as relates to illegality of executions, and to authorise the courts to enquire into and correct errors and irregularities in judgments.

Which was read the first time.

Mr. Lampkin from the committee appointed, reported a bill to repeal an act entitled an act to alter and change the site of the public buildings of the county of Dooly, passed the 10th day of December 1823, and to appoint commissioners of the public buildings of said county, and to appoint other commissioners to fix on a site for the public buildings of said county in room of those heretofore appointed.

Which was read the first time.

Mr. Blackstone from the committee appointed, reported a bill to lay out a new county taken from Crawford and Pike.

Which was read the first time.

Mr. Spann from the committee appointed, reported a bill to carry into effect a clause of the last will and testament of Mark Cole, deceased, so far as to manumit and set free ten negro slaves, by the names of Bob, Molly, Mary, John, West, Wise, Lee, Eastly, Jane and Clark.

Which was read the first time.

Mr. Cleveland had leave to report *instantly*, a bill to divorce West Walker and Sarey his wife.

Which was read the first time.

Mr. Davies presented a memorial of sundry citizens of Savannah, which was read and referred to a committee consisting of messrs. Davies, Maxwell and Powers.

Mr. Bozeman from the select committee to whom was referred the petition of Samuel Buffington, reported thereon.

Which was read and ordered to lie on the table.

The senate took up the message from the house of representatives of yesterday, and the bills therein contained were severally read the first time.

The senate took up the report of the committee of the whole on the bill to incorporate the Walnut Creek Baptist church in the county of Jones, and agreed thereto.

And the bill was read the third time and passed.

Mr. Swain notified the senate that he would after to-day move for the appointment of a committee to prepare and report a bill to be entitled an act to repeal so much of the penal code of this state as relates to penitentiary confinement as does not extend to the natural life of the convict.

The senate resolved itself into committee of the whole on the bill to add two additional places of election in the county of Glynn for the greater convenience of all the citizens thereof, Mr. Powers in the chair. The president resumed the chair and Mr. Powers reported the bill with amendments.

The senate took up and agreed to the report.

And the bill was read the third time and passed under the title of a bill to establish additional election districts in the county of Glynn and to punish those persons who may vote at more than one place on the same day.

The senate resolved itself into committee of the whole on the bill authorising sheriffs to advertise their sales in the nearest and most convenient public gazette to where such sheriffs may reside, Mr. Jones in the chair. The president resumed the chair and Mr. Jones reported that they had disagreed to the bill.

The senate took up and agreed to the report.

The senate resolved itself into committee of the whole on the bill authorising a partial failure of consideration to be pleaded, Mr. Taylor in the chair. The president resumed the chair, and Mr. Taylor reported the bill without amendment.

The senate took up and agreed to the report ; and

The bill was read the third time and passed.

The senate resolved itself into committee of the whole on the bill to secure to Stephen Pierce, his heirs and assigns for the term of ten years from the first day of January next the exclusive right of running a line of stage carriages between the cities of Savannah and Augusta, Mr. Remson in the chair. The president resumed the chair, and Mr. Remson reported the bill without amendment.

The senate took up and agreed to the report.

Whereupon,

The bill was read the third time—

And on the question, 'Shall this bill now pass?' it was determined in the negative.

And the yeas and nays being required, are yeas 24—nays 26.

Those who voted in the affirmative, are

Messrs.

Allen
Baker

Bozeman
Brown of Hancock

Cook
Crawford

Gamble	McCrimmon	Remson
Groves	McKinne	Sheffield
Hardee	Mitchell	Taylor
Little	Powers	Tignor
Mangham	Prince	Whitehead
Maxwell	Rawls	Wimberly

Those who voted in the negative are

Messrs.

Beall	Gilmore	Stocks
Blackshear	Holt	Strawn
Blackstone	Jones	Swain
Brown of Decatur	Lockhart	Tennille
Burney	Miller	Walker
Cleveland	Montgomery	Wellborn
Coffee	Phillips	Wooten
Davies	Sellers	Worthy
Gibson	Spann	

The following communication was brought from his excellency the governor, by his secretary mr. Wood, viz :

EXECUTIVE DEPARTMENT, GEORGIA, }
Milledgeville, 20th Nov. 1824. }

I transmit to both branches of the legislature copies of the report of the chairman of the Oconee navigation association—of the commissioners appointed to superintend the improvement of the navigation of Savannah river from the town of Petersburg to the village of Andersonville—and also a report and documents of one of the commissioners for opening the Alapaha road.

G. M. TROUP.

Which was read and referred to the committee on internal improvement.

A message was brought from the house of representatives by their clerk pro tempore, mr. Holt, informing the Senate, that the speaker of the house of representatives having obtained leave of absence they had made choice of Irby Hudson, Esq. as their speaker pro tempore.

And that they had agreed to a report and resolution in favor of Seaton Grantland.

And he withdrew.

The senate took up the message and the resolution in favor of Seaton Grantland therein contained was read, amended and concurred in.

The bill to authorise Daniel R. W. McRae to plead and practice as an attorney and solicitor in the several courts of law and equity in this state, was read the third time and passed.

On motion,
The hon. senator from the county of Wilkinson had leave of absence until Monday evening next.

Mr. Davies presented a memorial from the Hibernian society of the city of Savannah, which was read and referred to a committee consisting of messrs. Davies, Gamble and Little.

On motion of mr. Davies,
Resolved, That the committee on the judiciary do enquire into the policy of amending the laws now in force relative to the recording of mortgages, and that they have leave to report by bill or otherwise.

Mr. Davies notified the senate that after to-day he would move for the appointment of a committee to prepare and report a bill to repeal an act entitled an act to regulate the intercourse between the banks incorporated by the general assembly of the state of Georgia and the bank of the United States and the branches thereof, as far as regards the demands which may be made for specie by the latter on the former, and exempting the bills and notes of the banks incorporated by the general assembly from bearing interest when they shall be collected, acquired, purchased or received in deposit by the bank of the United States or the branches thereof, if the said bank or the branches thereof shall demand the same to be redeemed in specie.

The senate adjourned till Monday morning 10 o'clock.

MONDAY, Nov. 22d, 1824.

On motion of Mr. McKinné,
The senate reconsidered so much of their journal of Saturday as relates to the rejection of a bill to secure to Stephen Pearce, his heirs and assigns, for the term of ten years from the first day of January next, the exclusive right of running a line of stage carriages between the cities of Savannah and Augusta.

On the question to reconsider—
The yeas and nays being required, are—yeas 30, nays 20.

Those who voted in the affirmative are
Messrs.

Allen	Brown of Decatur	Davies
Baker	Brown of Hancock	Gamble
Blackshear	Cook	Gibson
Bozeman	Crawford	Gilmer

Groves	McCrimmon	Taylor
Hardee	McKinne	Tonille
Lankin	Powers	Tigner
Little	Prince	Walker
Mangham	Rawls	Whitehead
Maxwell	Sheffield	Wimberly

Those who voted in the negative are
Messrs.

Blackstone	Lockhart	Stocks
Burney	Miller	Strawn
Cleveland	Mobley	Swain
Coffee	Montgomery	Wellborn
Gilmore	Phillips	Wooten
Holt	Renson	Worthy
Johnson	Spann	

Mr. Worthy from the committee appointed, reported a bill to alter so much of an act entitled an act to regulate the general elections of this state and to appoint the time of the meeting of the General Assembly of this state, so far as the same requires one of the elections in the county of Gwinnett to be held at the house of William Terry.

Which was read the first time.

Agreeable to notice mr. Wellborn moved for the appointment of a committee to prepare and report a bill to be entitled an act to establish a ferry on the Ocmulgee river to be called and known as Abner Vesey's ferry, at or near the Piney Island on said Vesey's lands.

Ordered, that messrs. Wellborn, Lankin and Sheffield be that committee.

Agreeable to notice, mr. Davies moved for the appointment of a committee to prepare and report a bill to be entitled an act to regulate the intercourse between the banks incorporated by the General Assembly of the State of Georgia and the Bank of the United States and the branches thereof, as far as regards the demands which may be made for specie by the latter on the former and exempting the bills and notes of the banks incorporated by the General Assembly from drawing interest when they shall be collected, acquired, purchased or received in deposit by the Bank of the United States or the branches thereof, if the said bank or the branches thereof shall demand the same to be redeemed in specie.

Ordered, that messrs. Davies, Gilmer and Blackshear be that committee.

Mr. Stocks presented the petition of Thomas Mitchell, surveyor-general, which was read and referred to a committee consisting of messrs. Stocks, Bozeman and Cook.

A message was received from his excellency the Governor by his secretary mr. Pierce, informing the senate that his excellency the governor had approved and signed a resolution which originated in this branch of the legislature, requesting him to correspond with the gene

ral government and the government of Florida if necessary, on the subject of running the dividing line between this state and Florida.

Mr. Pierce also delivered the following communication :

EXECUTIVE DEPARTMENT, GEORGIA. }
Milledgeville, 22d Nov. 1824. }

I submit for the consideration of the legislature the transcript of a record which reached the executive department through the office of the comptroller general, to which it was communicated, for the purpose of causing a suspension of further proceedings against delinquent debtors, had in conformity with the express injunctions of an act of the legislature. This officer was instructed to disregard the injunction, because opposed to the positive mandate of the legislature, constitutionally given. The proceedings intended to be stayed by it, were notwithstanding arrested by an executive order, it being apparent upon the face of this transcript, that against the commissioners appointed for selling fractions in Hall, Rabun, &c. charges of high crimes and misdemeanors were so far sustained by the court, as to warrant a decree, not only compelling the defendants, messrs. Jackson, Adrian and Loving to answer, but ordering the arrestation of further proceedings of the executive government against the complainant. It was impossible for such a document to pass the eye of the executive unheeded. These officers invested with a public character by your own appointment, were charged substantially before the highest judicial tribunal of the state, with having received monies from a private citizen on a public account, which they converted to their own use, and secondly, with the alteration, interlineation or mutilation of a bond—that the bonds of the commissioners were so given a ~~to~~ charge them severally, instead of jointly and severally—that consequently it is extremely difficult to ascertain the amount of the delatation of each—that the bond alleged to be mutilated carries such mutilation on the face of it; and that moreover, divers grants which had passed ad the forms of office, and which only remained to be filed by the commissioners, were, notwithstanding a peremptory demand, withheld, and continued to be withholden. For the honor of the state, it is hoped that the most heinous of these charges cannot be supported, and that it may be in the power of the commissioners to exonerate themselves from even the suspicion of having so offended. It is certain however that the commissioners are in arrears to the state to a considerable amount, yet this consideration is not in any manner to prejudice these officers, who upon the criminal charges, are always presumed to be innocent until the contrary is proven. The government of Georgia, in the employment of agents to superintend its various interests, has been peculiarly unfortunate, especially when a control over public monies has been considered as indispensable to the correct performance of the duties confided to them. The love of money is the vice of the American character—We are bound to guard the private citizen against the pernicious influence of this passion on the part of the public officers, more especially against those of our own appointment; having done so, our next obligation is to take care

the money, and that fraud, embezzlement or malversation, be punished in a manner so exemplary as to give stimulus to virtue and make dishonesty so ashamed of its own deformity, that you may be spared the trouble either of electing or punishing unworthy men.

Signed,

G. M. TROUP.

Which was read and referred with its accompanying documents, to the judiciary committee.

Mr. Gamble from the judiciary committee to whom was referred the resolution relative to the propriety of providing by law for the support of the families of persons confined in the penitentiary, reported,

That they have had the same under consideration, and are of opinion that it would be inexpedient to make any such provision.

Mr. Gamble further reported—

That the judiciary committee, to whom was referred the expediency of modifying the penal code, so as to authorise the judges of the superior court to sentence criminals for a less period of time than four years for minor offences, have had the same consideration and beg leave to report—

That such an alteration would be unadvisable, inasmuch as it would tend to enhance unnecessarily the expenses of the penitentiary, a grievous complaint already against said institution, and inasmuch also as said offences have at present annexed to them very suitable and adequate punishment, the committee further report—

That it is inexpedient to alter the law relating to manslaughter, as that crime is very clearly defined and suitably punished under the existing laws on the subject.

Wherefore;

Be it resolved, That the judiciary committee to whom said reference was made, be fully discharged from the further consideration thereof.

Which were read and agreed to.

Mr. Gamble from the judiciary committee, also reported the following bills :

A bill concerning the fees of justices of the peace and constables.

A bill allowing executors and administrators to enter appeals in certain cases.

And a bill to repeal all laws and parts of laws which authorise the selling into slavery of free persons of color.

Which were severally read the first time.

Mr. Prince from the committee appointed, reported a bill to fix the time of holding the superior and inferior courts of the Flint circuit.

Which was read the first time.

On motion of Mr. Whitehead,

Resolved, That the committee on the judiciary be instructed to enquire into the propriety of passing an act prohibiting the judges of the

superior courts in this state from practising as attorneys, proctors or solicitors in the district or circuit courts of the United States for the district of Georgia.

On motion of Mr. Lochart,

Resolved, That the committee on the penitentiary be and they are hereby authorised to have printed the report of the inspectors of the penitentiary to said committee, with such other documents as they may deem prudent for the use of the members of the General Assembly.

Mr. Gilmore from the committee appointed, reported a bill to compel persons holding academy funds unaccounted for to pay interest.

Which was read the first time.

Mr. Gamble notified the senate that after to day he would move for the appointment of a committee to prepare and report a bill concerning warrantys.

Mr. Lamkin from the joint committee on enrollment reported as duly enrolled and signed by the speaker of the house of representatives the following acts.

An act to incorporate Goshen academy in the county of Lincoln and appoint trustees for the same.

An act to establish and fix the name of the academy in the town of Forsyth in Monroe county and to incorporate the trustees thereof.

An act to alter and amend an act entitled an act to remove the court-house or the site of the public buildings in the county of Wayne, passed the 10th December, 1823.

An act to lay out a road in the county of Camden and to appoint commissioners for the same.

An act to incorporate the town of Perry in the county of Houston, and to appoint commissioners of the same.

And an act to cause the justices of the inferior court to lay off three lots of land in the commons of the town of Madison, Morgan county whereon the Methodist, Presbyterian and Baptist persuasions have the right of building churches.

Which were presented to and severally signed by the president of senate.

Ordered that the committee on enrollment do carry said acts to his excellency the governor for his assent.

Mr. Duzeman called up the report of the committee on the petition of Samuel Buffington, which is as follows:

The select committee to whom was referred the petition of Samuel Buffington, have given the same and the accompanying documents a due and strict examination, and upon turning to the law passed 25th December, 1821, appointing commissioners to rent out all such fractions and islands as were in a state fit for cultivation, situate in the several counties for which they were appointed, were not authorized by the law to rent out either fractions or islands other than those

which were in a state fit for cultivation, and it fully appears from the documents that the nine islands in the Ocmulgee river, at the place known and called by the name of the Wicked Shoals, were not fit for cultivation—though it seems clear to your committee that they rented them out because they were called good fisheries, and that Mr. Buffington though he remonstrated against the right to rent, as they were not fit for cultivation, rented them to keep the crowds of citizens which would necessarily resort thither from trampling his crop, and with the hope that he might raise the amount of the rent from the fisheries, though in this hope he was entirely disappointed by the determination of the neighbors not to be so deprived of a benefit which they believed to be their privilege, and which they had enjoyed in common and unmolested for so long a time.

We are therefore of opinion that it is but an act of sheer justice to refund the said Buffington the amount of the rent paid by him for the nine islands which were not in a state fit for cultivation, say one hundred and ninety-four dollars and seventy-five cents, and therefore beg leave to recommend the following resolution.

Resolved, That the sum of one hundred and ninety-four dollars and seventy-five cents be appropriated to the said Samuel Buffington.
Which was read—and

On motion that the same do lie on the table the balance of the session, it was determined in the affirmative.

And the yeas and nays being required, are—yeas 30, nays 21.

Those who voted in the affirmative, are

Messrs.

Allen	Gibson	Rawls
Baker	Gilmore	Sellers
Blackshear	Little	Sheffield
Brown of Decatur	Lockhart	Stocks
Brown of Hancock	Maxwell	Taylor
Burney	McCrimmon	Tennille
Cook	Miller	Tignor
Crawford	Montgomery	Whitehead
Davies	Powers	Wimberly
Gamble	Prince	

Those who voted in the negative, are

Messrs.

Blackstone	Johnson	Spann
Bozeman	Lampkin	Strawn
Cleveland	Mangham	Swain
Coffee	Mitchell	Walker
Groves	Mobley	Wellborn
Hardee	Phillips	Wooten
Holt	Remson	Worthy

The senate resolved itself into committee of the whole on the bill to be entitled an act to alter the militia laws of this state as far as relates to the county of Richmond, and to authorise the organization

of a legionary corps in the city of Augusta, Mr. Stocks in the chair the president resumed the chair and Mr. Stocks reported the bill with out amendment.

The senate took up and agreed to the report.

And the bill was read the third time—

And on the question "Shall this bill now pass?" it was determined in the affirmative.

And the yeas and nays being required, are—yeas 31, nays 20:

Those who voted in the affirmative, are

Messrs.

Allen	Gilmore	Montgomery
Baker	Hardee	Powers
Blackshear	Holt	Prince
Brown of Decatur	Little	Rawls
Brown of Hancock	Lockhart	Sheffield
Cook	Mangham	Stocks
Crawford	Maxwell	Taylor
Davies	McCrinnon	Tigner
Gamble	Miller	Wolfehead
Gibson	Mitchell	Wimberly
Gilmer		

Those who voted in the negative, are

Messrs.

Blackstone	Lampkin	Swain
Bozeman	Mobley	Tennille
Burney	Phillips	Walker
Cleveland	Remson	Wellborn
Coffee	Sellers	Wooten
Groves	Spaun	Worthy
Johnson	Strawn	

The bill to divorce West Walker and Sarah his wife—and

The bill to repeal an act entitled an act to alter and change the site of the public buildings of the county of Dooley, passed the 10th day of December, 1823, &c. were read the second time and ordered for a third reading.

The following bills were read the second time and ordered for committee of the whole, to-wit:

A bill to alter and amend an act entitled an act to impose an additional tax on pedlars and other itinerant traders, passed the 9th day of December, 1819.

A bill for the relief of Isaac Bryan.

A bill to lay out a new county taken from the counties of Crawford and Pike.

A bill to amend the judiciary laws of force in this state, so far as relates to the illegality of executions, and to authorise the courts to enquire into, and correct errors and irregularities in judgments.

And a bill to lay out a new county out of parts of the counties of Henry, Monroe and Newton, and to organize the same.

The senate resolved itself into committee of the whole on the bill to establish an engine company in Savannah, Mr. Swain in the chair. The president resumed the chair, and Mr. Swain reported the bill without amendment.

The senate took up and agreed to the report; and

The bill was read the third time and passed.

The senate resolved itself into committee of the whole on the bill for the temporary relief of purchasers of fractional surveys, lots or islands at the late sales in this state, Mr. Remson in the chair; the president resumed the chair, and Mr. Remson reported progress and had leave to sit again.

A message from the house of representatives was received by Mr. Dawson their clerk.

Mr. President,

The house of representatives have concurred in the amendment proposed by senate to the bill of the house to establish district elections in the county of Dooly and to punish those who may attempt to defeat the same.

And to the amendments to the bill to authorise the troops of cavalry now in Putnam county to consolidate and form one troop, and to attach the same to the oldest colonels regiment in said county, under certain regulations.

They have concurred in the report of the committee on agriculture and internal improvement on the subject of the correspondence with the general government on internal improvement.

They have agreed to a report and resolution in favor of Charles Dameron.

And he withdrew.

The senate adjourned until to-morrow morning 10 o'clock.

TUESDAY, 23d November, 1881.

On motion,

The hon. senator from the county of Wayne had leave of absence for to-day.

Mr. Baker notified the senate that he would after to-day move for the appointment of a committee to prepare and report a bill to amend the law relative to the prohibition of slaves from selling certain commodities without tickets.

Mr. Gamble agreeable to notice moved for the appointment of a committee to prepare and report a bill concerning warrantys.

Ordered that messrs. Gamble, Miller and Gibson be that committee.

Mr. Burney agreeable to notice, moved for the appointment of a committee to prepare and report a bill to alter the time of holding the inferior courts in the county of Jasper.

Ordered, that messrs. Burney, Mitchell and Jones be that com-

On motion of mr. Prince,

Whereas it is represented that the papers which appertain to the senate, and which were in the custody of the predecessors of the present secretary are in great confusion.

Resolved, That a committee be appointed to examine them to report to the senate their actual condition, and what measures will in their opinion be most expedient to be adopted in respect to the same.

Ordered, that messrs. Prince, Maxwell and Baker be that committee.

Mr. Gilmer presented a memorial of John Stiles and others, citizens of Savannah relative to the cultivation of rice near Savannah, which was referred to the committee of the whole to whom has been referred the bill to prohibit the cultivation of rice within two miles of the city of Savannah.

The senate took up the message from the house of representatives of yesterday, and the resolution therein contained appropriating four hundred dollars to Charles Dameron in lieu of a bounty of land, as a revolutionary soldier, was read,

And the question to concur therein, the yeas and nays being required are—yeas 36, nays 18.

Those who voted in the affirmative are
Messrs.

Allen	Johnson	Sellers
Baker	Jones	Sheffield
Beall	Lampkin	Spann
Blackstone	Little	Stocks
Burney	Maxwell	Strawn
Coffee	McKinne	Swain
Cook	Miller	Tennille
Davies	Mobley	Walker
Gibson	Montgomery	Wellborn
Gilmore	Phillips	Whitehead
Groves	Prince	Wimberly
Hardee	Rawls	Worthy

Those who voted in the negative are.

Messrs.		
Blackshear	Gamble	Mitchell
Bozeman	Gilmer	Powers
Brown of Decatur	Holt	Remson
Brown of Hancock	Lockhart	Taylor
Cleveland	Mangham	Tignor
Crawford	McCrimmon	Wooten

Mr. Jones had leave to introduce instantler a bill for the relief of Robert Johnson and Anna Johnson his wife.

Which was read the first time.

Mr. Davies from the committee appointed, reported a bill to repeal an act entitled an act to regulate the intercourse between the banks incorporated by the general assembly of the state of Georgia, and the bank of the United States and the branches thereof, so far as regards the demands which may be made for specie by the latter upon the former, and exempting the bills and notes of the banks incorporated by the general assembly from bearing interest when they shall be collected, acquired, purchased or received in deposit by the bank of the United States or the branches thereof, if the said bank or branches thereof shall demand the same to be redeemed in specie.

Which was read the first time.

Mr. Blackshear presented the memorial of Roswell King, Joel Crawford, Farish Carter and Samuel Rockwell, praying to be incorporated under the name and style of the Grand Canal Association of Georgia, &c.

Which was read and referred to a select committee consisting of mesrrs. Blackshear, Gilmer, Davies, Prince and Burney.

Mr. Prince presented the petition and memorial of Wm. Bowen.

Which was read in part and referred to the joint judiciary committee.

Mr. Wellborn from the committee appointed reported a bill to authorise Abner Vesey to establish a ferry across the Ocmulgee river.

Which was read the first time.

The senate resolved itself into committee of the whole on the bill to amend the third section of the act regulating the general elections in this state, and appoint the time of the meeting of the general assembly, passed the 11th of February, 1799, mr. Worthy in the chair. The president resumed the chair, and mr. Worthy reported the bill without amendment.

On the motion to lay the report on the table the balance of the session.

The yeas and nays being required are as follows—yeas 26, nays 27.

Those who voted in the affirmative are
Messrs.

Allen	Gibson	McKinne
Baker	Gilmer	Mobley,
Blackshear	Gilmore	Prince
Brown of Decatur	Holt	Sheffield
Brown of Hancock	Jones	Spann
Coffee	Lamkin	Taylor
Cook	Lockhart	Walker
Crawford	Maxwell	Wimberly
Davies	McCrimmon	

Those who voted in the negative are
Messrs.

Beall	Little	Stocks
Blackstone	Miller	Strawn
Bozeman	Mitchell	Swain
Burney	Montgomery	Tennille
Cleveland	Phillips	Tignor
Gamble	Powers	Wellborn
Groves	Rawls	Whitehead
Hardee	Remson	Wooten
Johnson	Sellers	Worthy

The senate took up and agreed to the report.

The bill was read the third time—

And on the question ‘Shall this bill now pass?’ the yeas and nays being required are—yeas 24, nays 50.

Those who voted in the affirmative are
Messrs.

Beall	Johnson	Remson
Blackstone	Little	Sellers
Bozeman	Miller	Strawn
Burney	Mitchell	Swain
Cleveland	Montgomery	Wellborn
Gamble	Phillips	Whitehead
Groves	Powers	Wooten
Hardee	Rawls	Worthy

Those who voted in the negative are
Messrs.

Allen	Gilmer	Mobley
Baker	Gilmore	Prince
Blackshear	Holt	Sheffield
Brown of Decatur	Jones	Spann
Brown of Hancock	Lamkin	Stocks
Coffee	Lockhart	Taylor
Cook	Mangham	Tennille
Crawford	Maxwell	Tignor
Davies	McCrimmon	Walker
Gibson	McKinne	Wimberly

The following message was received from the house of representatives by mr. Dawson their clerk.

Mr. President,

The house of representatives have passed the following bills, to-wit:

A bill to authorise the trial of certain causes in Morgan superior court.

A bill to authorise the justices of the inferior court of Newton county to convey to the trustees of the Newton county academy at Covington a part of the lands heretofore purchased for county purposes for the purpose of erecting thereon an academic edifice.

A bill to change the time of holding the inferior court of Hancock county so far as relates to the summer session thereof.

A bill to amend an act entitled an act authorising the inferior courts in each county in this state to establish ferries and bridges, &c. passed 6th December, 1805.

A bill to amend so far as respects the county of Burke an act to alter and amend an act entitled an act to regulate and keep in repair the public roads &c. in the counties of Burke, Jefferson, Richmond, Greene and Morgan so far as respects the counties of Burke, Jefferson and Richmond, passed December 13, 1809.

A bill to establish a ferry across the Chatahoochie river at a place called by the name of McWright's ferry.

A bill prescribing the mode of partitioning such lots of land drawn in the land lottery authorised by an act passed the 15th day of May, 1821, as have been or may be declared by judgment of court to be fraudulently drawn.

A bill to authorise Anderson C. Middlebrooks and John W. Graves to establish a toll bridge on the Apalachie river, at or near Hick's ford.

A bill to alter and change the names of Jared Spence to that of Jared Johnston, and Charles Roberts to that of Charles Wheeler.

A bill to entitle the incorporated academies of Oglethorpe county to their full dividend of the fund set apart for county academies.

And a bill to reduce the ferriage on Broad river and to establish the same permanently by law.

And he withdrew.

The senate resolved itself into committee of the whole on the bill to alter and amend an act entitled an act to revive, amend and continue in force an act entitled an act to extend the time of taking out grants on surveys made on head rights and bounty warrants, mr. McKinne in the chair. The president resumed the chair, and mr. McKinne reported progress and had leave to sit again.

The following bills were taken up, read the second time and ordered for a third reading, viz :

A bill to repeal all laws and parts of laws which authorise the selling into slavery of free persons of colour.

A bill to fix the times of holding the superior and inferior courts of the Flint circuit.

And a bill to alter so much of an act entitled an act to regulate the general elections of this state and to appoint the time of the meeting of the general assembly of this state, so far as the same requires one of the elections in the county of Gwinnett to be held at the house of William Terry.

The following bills were read the second time and ordered for committee of the whole.

A bill to compel persons holding academy funds unaccounted for to pay interest in certain cases.

A bill concerning the fees of the justices of the peace and constable:—and

A bill allowing executors and administrators to enter appeals in certain cases.

The bill to repeal an act entitled an act to alter and change the site of the public buildings in the county of Dooly, passed the 10th of December, 1823, and to appoint other commissioners to fix on a site for the public buildings of said county in room of those heretofore appointed, was read the third time and passed.

The senate resolved itself into committee of the whole on the bill to lay out a new county out of part of the counties of Henry, Monroe and Newton and to organize the same, Mr. Lamkin in the chair. The president resumed the chair, and Mr. Lamkin reported progress and had leave to sit again.

On motion,

That the senate now adjourn.

The yeas and nays being required are—yeas 28, nays 25.

Those who voted in the affirmative, are

Messrs.

Baker	Gilmer	Phillips
Blackshear	Gilmore	Remson
Blackstone	Hardee	Sellers
Bozeinan	Johnson	Spann
Brown of Decatur	Jones	Stocks
Brown of Hancock	Mangham	Strawn
Burney	McCrimmon	Taylor
Cook	McKinno	Tennille
Crawford	Mobley	Worthy
Davies		

Those who voted in the negative are

Messrs.

Allen	Gibson	Lockhart
Beall	Groves	Maxwell
Cleveland	Holt	Miller
Coffee	Lamkin	Mitchell
Gamble	Little	Montgomery

Powers
Prince
Rawls
Sheffield

Swain
Tignor
Walker

Whitehead
Wimberly
Wooten

The president adjourned the senate until to-morrow morning, 10 o'clock.

WEDNESDAY, 24th November, 1824.

Mr. Crawford moved to reconsider so much of the journal of yesterday as relates to the concurrence in the report and resolution in favor of Charles Dameron.

Which was determined in the negative.

On motion of mr. Cleveland

To reconsider so much of the journal of yesterday as relates to the rejection of a bill to amend the third section of the act regulating the general elections in this state, and appoint the time of the meeting of the General Assembly, passed 11th February 1799.

It was determined in the negative.

The yeas and nays being required, are—yeas 26, nays 27.

Those who voted in the affirmative, are

Messrs.

Beall	Johnson	Remson
Blackstone	Little	Sellers
Bozeman	Miller	Strawn
Burney	Mitchell	Swain
Cleveland	Mobley	Wellborn
Coffee	Montgomery	Whitehead
Gamble	Phillips	Wooten
Groves	Powers	Worthy
Hardee	Rawls	

Those who voted in the negative are

Messrs.

Allen	Crawford	Jones
Baker	Davies	Lockhart
Blackshear	Gibson	Mangham
Brown of Decatur	Gilmer	Maxwell
Brown of Hancock	Gilmore	McCrimmon
Cook	Holt	McKinne

Prince
Sheffield
Spann

Stocks
Taylor
Tennille

Tignor
Walker
Wimberly

The honorable senators from the counties of Twiggs, Pulaski and Early had leave of absence after to day for a few days.

Mr. Walker presented the petition of a number of citizens residing or owning property in the upper or western part of the city of Augusta, praying the establishment of a new market-house, which was read and referred to a committee consisting of messrs. Walker, Crawford and Bozeman.

Mr. Cleveland from the joint committee on public education and free schools, to whom was referred the memorial of the commissioners of the Greene county academy, reported.

Which was read and ordered to lie on the table.

Mr. Gamble from the committee appointed, reported a bill concerning warrantys.

Which was read the first time.

Mr. Mitchell had leave to introduce instantler, a bill to establish and make permanent a ferry on the Ocmulgee river in the county of Jones, to be known by the name of Pierce A. Lewis's ferry.

Which was read the first time.

On motion of mr. Holt,

Resolved, That the joint committee on public education and free schools be instructed to enquire into the propriety of amending or explaining the several laws now in force in relation to the Senatus Academicus of this state, and the right of the several county academies in accepting private donations, and also the accountability of said county academies to the Senatus Academicus, and an uniform method of their annual reports to the same, and that they be authorised to report by bill or otherwise.

Mr. Lamkin from the committee on enrollment reported as duly enrolled and signed by the speaker of the house of representatives, the following acts :

An act to incorporate the Walnut Creek Baptist church in the county of Jones.

An act to incorporate the Houston county academy, and to appoint trustees for the same.

An act to establish district elections in the county of Dooly, and to punish those who may attempt to defeat the same.

An act to authorise the troops of cavalry now in Putnam county to consolidate and form one troop and to attach the same to the oldest colonel's regiment in said county under certain regulations.

Which were presented to and severally signed by the president of senate.

Ordered, that the committee on enrollment do carry said acts to his excellency the governor for his assent.

The bill to authorise Abner Vesey to establish a ferry across the Ocmulgee river, was read the second time and ordered for a third reading.

The following bills were read the second time and ordered for committee of the whole :

A bill to repeal an act entitled an act to regulate the intercourse between the banks incorporated by the General Assembly of the state of Georgia and the Bank of the United States and the branches thereof, so far as regards the demands which may be made for specie by the latter upon the former, &c.

A bill to carry into effect a clause of the last will and testament of Mark Cole, dec. so far as to manumit and set free ten negro slaves by the names of Bob, Molly, Mary, John, West, Wise, Lee, Eastly, Jane and Clark.

A bill for the relief of Robert Johnson and Anna Johnson his wife ; and

A bill to alter so much of an act entitled an act to regulate the general elections of this state and to appoint the time of the meeting of the General Assembly of this state, so far as the same requires one of the elections in the county of Gwinnett to be held at the house of Wm Terry.

And the bill to repeal all laws and parts of laws which authorise the selling into slavery of free persons of color, was read the third time and passed.

A message from the house of representatives by mr. Dawson their clerk, to-wit :

Mr. President,

The house of representatives have passed the following bills, to-wit :

A bill to alter and amend the fourth section of an act to alter and amend the road laws of Glynn county, passed 1821, and to increase the road commissioners therein.

A bill to authorise the superior courts of this state to appoint persons to assign and set off dower and to prescribe the mode of proceeding therein.

And a bill to repeal so much of the 1st section of an act entitled an act to amend an act entitled an act to revise and amend the judiciary system of this state passed 16th Feb. 1799, and provide for the opening and adjourning of the several courts of ordinary of this state, in certain cases passed Dec. 17 1823, as relates to offences not subject to penitentiary punishment, and which are not punished with death.

They have agreed to the report of the joint committee on agriculture and internal improvement, relative to the navigation of Broad and Savannah rivers.

To which they desire concurrence.

And he withdrew.

The senate took up the message and concurred in the report and resolution of the committee on internal improvement relating to the navigation of Broad and Savannah rivers

The bills contained in said message, and also those in the message of yesterday were severally read the first time.

The bill to divorce West Walker and Sarah his wife, was read the third time—

And on the question, “ Shall this bill now pass ?” it was determined in the negative.

The yeas and nays being required, are—yeas 26, nays 27.

Those who voted in the affirmative are

Messrs.

Allen	Hardee	Spann
Baker	Johnson	Strawn
Beall	Jones	Swain
Bozeman	Lamkin	Tennille
Brown of Hancock	Mangham	Walker
Burney	McKinne	Whitehead
Coffee	Mitchell	Wimberly
Gamble	Phillips	Wooten
Gilmore	Remson	

Those who voted in the negative, are

Messrs.

Blackshear	Groves	Powers
Blackstone	Holt	Prince
Brown of Decatur	Little	Rowls
Cleveland	Lockhart	Sellers
Cook	Maxwell	Sheffield
Crawford	McCrimmon	Stocks
Davies	Miller	Taylor
Gibson	Mobley	Tignor
Gilmer	Montgomery	Worthy

The senate resolved itself into committee of the whole on the bill to form and lay out a new county taken from Crawford and Pike, mr. Wellborn in the chair; the president resumed the chair, and mr. Wellborn reported the bill with an amendment.

The senate took up and agreed to the report; and

The bill was read the third time and passed.

The senate resolved itself into a committee of the whole, on the bill for the relief of Isaac Bryan, mr. Johnson in the chair; the president resumed the chair, and mr. Johnson reported the bill without amendment.

On motion,

To lay the report on the table for the balance of the session, it was determined in the affirmative.

Those who voted in the affirmative are
Messrs.

Beall	Jones	Spann
Blackstone	Lamkin	Stocks
Bozeman	Lockhart	Stokes
Brown of Decatur	Maugham	Strawn
Brown of Hancock	Maxwell	Swain
Burney	McCrimmon	Taylor
Cleveland	McKinne	Tennille
Coffee	Miller	Tigner
Cook	Mitchell	Walker
Davies	Mobley	Wellborn
Gamble	Powers	Whitehead
Gibson	Prince	Wimberly
Gilmer	Rawls	Wooten
Groves	Ransom	Worthy
Johnson	Sheffield	

Those who voted in the negative, are
Messrs.

Allen	Crawford	Little
Baker	Gilmore	Montgomery
Blackshear	Holt	

On motion of mr. Bozeman,

The hon. senator from the county of Chatham was added to the joint committee on the state of the republic.

On motion of mr. Bozeman,

Resolved, That the committee on banks be authorised to have the reports and exhibits of the different banks published for the information of the members of the legislature and the community at large.

The following communication was received from his excellency the Governor, by mr. Pierce his secretary, to wit :

EXECUTIVE DEPARTMENT, GEORGIA, }
Milledgeville, 24th Nov 1824. }

The legislature will see by the enclosed letter of mr. Bolton, who had volunteered his agency in procuring the services of a civil engineer for Georgia, and whose exertions to this end have been unremitting, that he has succeeded in obtaining, at least for a time, the services of mr. White, a gentleman second to none of his profession in the United States, and of the most unexceptionable character.

I recommend to the legislature to adopt measures to enable the executive to avail itself of this offer, so that by a temporary or permanent engagement with mr. White, (as may be deemed most advisable) a beginning may be made in the great work, under the most happy auspices.

Signed,

G. M. TROUP.

Which was read and referred, together with its accompanying document, to the committee on internal improvement.

The bill to secure to Stephen Pearce, his heirs and assigns, for the term of ten years from the 1st day of January next, the exclusive right of running a line of stage carriages between the cities of Savannah and Augusta, was taken up and recommitteed to a committee of the whole.

Mr. Walker from the committee appointed, reported a bill to authorise the establishment of a new market-house in the city of Augusta.

Which was read the first time.

Agreeable to notice Mr. Baker moved for the appointment of a committee to prepare and report a bill to amend the law relative to the prohibition of slaves from selling certain commodities without tickets.

Ordered, that messrs. Baker, Mangham and Hardee be that committee.

On motion of Mr. Powers,

Resolved, That the joint judiciary committee be and they are hereby required to take into consideration the propriety of reducing the number of the justices of the inferior courts from five to one in each county, and to allow them an adequate salary for their services from and after the next election of said officers, and also to enquire into the propriety of changing the method of appointing justices of the peace and reducing their number to one in each captains' district, and that they have leave to report by bill or otherwise.

On motion of Mr. McKinne,

Resolved, That the governor be requested, during the ensuing summer to cause to be made such alterations and improvements in the seats of the president and secretary of the senate as may make them correspond with the general character of the hall, and the furniture thereof, and to arrange the seats of the senate in such manner as to make them more commodious.

Which was read and ordered to lie on the table.

The senate adjourned until to-morrow morning 10 o'clock.

THURSDAY, 25th November, 1824.

Mr. Crawford moved to reconsider so much of the journal of yesterday as relates to the rejection of a bill for the relief of Isaac Bryan, which was determined in the negative,

The hon. senator from Telfair had leave of absence after to-day until Monday next.

Mr. Blackshear from the joint committee on the state of the republic, to whom was referred the memorial of the steam boat company, reported.

Which report being read was ordered to lie on the table.

Mr. Blackshear from the committee on the state of the republic, to whom was referred that part of the governor's communication relative to the correspondence on the subject of citizens claims against the Indians, reported—

That they have had the same under consideration and after examining the various documents on the subject, (that is the treaty at the Indian Springs and the memorial and remonstrance of the last legislature on that subject) are of opinion that the memorial and remonstrance of the last legislature has embraced a full view of the subject, and there does not appear any new matter to present itself to this committee on that subject that would go to alter the opinion of the President, except the fact that the President appears to think or admit as a fact, that there was at times open declarations of war existing between the state of Georgia and Creek Indians, and that the treaties between the United States and those Indians was a final settlement of all matters then existing, this committee are of the opinion that there never was any thing like a formal declaration of war existing between them, but to the contrary, when the citizens of Georgia believed themselves in the most safety, they sustained the greatest loss; and that at those treaties mentioned by the President, it was so uncertain whether the Indians would meet or not, that if the citizens had have intended to assert their right at that time, they could not have done so, for the meetings were uncertain & temporary. Therefore, this committee are of the opinion that the President, if he was advised of this fact, he could not lay the construction on the treaty at the Indian Springs which he has thought a correct one, for that was the first opportunity which the citizens had to adjust with the Indians their claims, and that it was done by and with the consent of the whole tribe; therefore ought to govern. As such the committee beg leave to offer the following resolution:

Resolved, That his excellency governor Troup has complied with the intention of the memorial and remonstrance of the last legislature.

Be it further resolved, That his excellency be requested to ascertain, in such manner as he may deem expedient, all the evidence

on the view of the matter taken by this committee, as to the ground of their being no declaration of war existing between the parties, and that the treaty was between the United States and Indians, and not the state of Georgia, and that he continue the correspondence as he may think proper on that subject for the interest of the citizens Georgia.

Which was read and agreed to.

The following bills were read the second time, and ordered for a third reading.

A bill to change the time of holding the inferior court of Hancock county, so far as relates to the summer session thereof.

A bill to establish and make permanent a ferry on the Ocmulgee river in the county of Jones, to be known by the name of Pierce A. Lewis's ferry.

A bill to alter and change the names of Jared Spence to that of Jared Johnston, and Charles Roberts to that of Charles Wheeler.

A bill to authorise Anderson C. Middlebrooks & John W. Graves to establish a toll bridge over the Appalachee river, at or near Hicks' ford.

A bill to authorise the trial of certain causes in Morgan superior court.

A bill to be entitled an act to establish a ferry across the Chatahoochie river at a place known by the name of McWright's ferry.

A bill to authorise the justices of the inferior court of Newton county to convey to the trustees of the Newton county academy at Covington a part of the lands heretofore purchased for county purposes, for the purpose of erecting thereon an academic edifice; and

A bill to amend, so far as respects the county of Burke, an act to alter and amend an act entitled an act to regulate and keep in repair the public roads, causeways and bridges in the counties of Burke, Jefferson and Richmond, Greene and Morgan, so far as respects the counties of Burke, Jefferson and Richmond, passed Dec. 13th 1809.

The following bills were read the second time, and ordered for a committee of the whole, to-wit:

A bill to amend an act entitled an act authorising the inferior courts in each county in this state to establish ferries, bridges, &c. passed 6th Dec. 1805.

A bill to entitle the incorporated academies of Oglethorpe county to their full dividend of the fund set apart for county academies.

A bill to repeal so much of the first section of an act entitled an act to amend an act entitled an act to revise and amend the judiciary system of this state, passed 16th day of February 1799, and to provide for the opening and adjourning of the several courts of ordinary in this state, in certain cases, passed 17th Dec. 1823 as relates to offences not subject to penitentiary punishment, and which are not punished with death.

A bill to reduce the ferriage on Broad river, and to establish the same permanently by law.

A bill concerning warrantys.

A bill to alter and amend the fourth section of an act to alter and amend the road laws of Glynn county passed 1821, and to increase the road commissioners therein.

A bill prescribing the mode of partitioning such lots of land drawn in the land lottery authorised by an act passed the 15th day of May 1821, as have been or may be declared by judgment of court to be fraudulently drawn.

A bill to authorise the superior courts of this state to appoint persons to assign and set off dower and to prescribe the mode of proceeding therein.

The bill to authorise the establishment of a new market-house in the city of Augusta, was made the order of the day for Tuesday next.

The bill to authorise Abner Veasy to establish a ferry across the Ocmulgee river, was read the third time and passed.

Mr. Baker from the committee appointed, reported a bill to amend the law prohibiting slaves from selling certain articles without licence, Which was read the first time.

Mr. Burney from the committee appointed, reported a bill to change the times of holding the inferior courts in the county of Jasper.

Which was read the first time.

Mr. Rawls presented the petition of Willis Young of Scriven county, which was read and referred to the judiciary committee.

The hon. senator from Decatur had leave of absence after to day until Monday next.

Mr. Crawford had leave to introduce instantler, a bill to amend and explain the fourth section of an act to sell and dispose of the fractional parts of surveys of lands which remain unsold in the counties of Walton, Gwinnett, Hall, Habersham and Rabun, and also all such parts of lots of land as have been forfeited to the state, as have been fraudulently drawn.

Which was read the first time.

Mr. Davies from the committee appointed, reported a bill to regulate the election of Aldermen for the city of Savannah.

Which was read the first time.

The senate resolved itself into committee of the whole on the bill concerning elections, mr. Cleveland in the chair. The president resumed the chair, and mr. Cleveland reported the bill without amendment.

The senate took up and agreed to the report.

And the bill was read the third time.

And on the question, 'Shall this bill now pass?' it was determined in the negative.

The senate resolved itself into a committee of the whole, on the bill to alter and amend an act entitled an act to revive, amend and

continue in force an act entitled an act to extend the time of taking out grants on surveys made on head rights and bounty warrants, mr. Blackshear in the chair; the president resumed the chair, and mr. Blackshear reported progress and had leave to sit again.

The senate resolved itself into committee of the whole on the bill for the temporary relief of purchasers of fractional surveys, lots or islands at the late sales in this state, mr. Montgomery in the chair.

The president resumed the chair, and mr. Montgomery reported progress and had leave to sit again.

The following message was brought from the house of representatives, by mr. Dawson their clerk.

Mr. President,

The house of representatives have passed the following bills, to-wit:

A bill to separate and divorce Ann Ware and George Ware her husband.

A bill to compel executors, administrators and guardians to account for the interest of monies appropriated to their own use belonging to minor children.

A bill to authorise William Carper to build a dam on Chatahocchie river, and to cut a canal from the same.

A bill for the relief of John Burgess.

And a bill to vest in the Hibernian society of the city of Savannah all monies arising from the sales of escheated estates of Irishmen in the county of Chatham.

And he withdrew.

The senate adjourned until to-morrow morning 10 o'clock.

FRIDAY, 26th November, 1824.

On motion of Mr. Hardee,

Resolved, That the joint committee on internal improvement do take into consideration the importance of cutting a canal from the most practicable point on the Alatamaha river to Brunswick, and that they report by bill or otherwise.

Which was read and agreed to.

The hon. senator from the county of Washington had leave of absence after to-day till Monday next.

Mr. Gamble presented the petition of John Pugsley, which was read and referred to the joint committee on finance.

Mr. Davies from the joint judiciary committee to whom was referred so much of the communication of his excellency the governor as relates to the Africans now in possession of the state reported.

Which report being read ordered to lie on the table.

Mr. Davies from the committee to whom was referred the letters of the attorney and comptroller general relative to an execution against Wm. W. Oliver the former tax-collector of Scriven county, have had the same under consideration, and beg leave to report—

That inasmuch as the state is remediless as against James Bryant the former sheriff of that county and his securities, on account of their insolvency and the collusion between the said sheriff and tax-collector in making an entry of false satisfaction upon said execution and delivering the same up to the defendant, when in truth nothing was received thereon, being manifest to the committee, they respectfully submit the following resolution.

Resolved That the comptroller-general is hereby authorised and required to issue a new execution immediately against said defaulting tax-collector for the amount due by him to the state, and forward the same without delay to the attorney general of the state.

Which was read and agreed to.

Mr. Davies from the joint judiciary committee reported a bill to prohibit the judges of the superior courts in this state from practising as attorneys proctors or solicitors in the district or circuit courts of the United States for the district of Georgia.

Which was read the first time.

Mr. Davies also from the joint judiciary committee to whom was referred that part of his excellency the governor's communication which relates to a court of errors and appeals, Reported—

That they have had the same under consideration and are of opinion that the power to establish such court is not vested in the legislature by the existing constitution and that it is inexpedient to alter the constitution at this time. They therefore beg leave to offer the following resolution.

Resolved, That the judiciary committee be released from the further consideration of that subject.

Which was read and agreed to.

The bill to change the time of holding the inferior courts in the county of Jasper, was read the second time and ordered for a third reading.

The following bills were read the second time and ordered for committee of the whole.

A bill to amend and explain the fourth section of an act to sell and dispose of the fractional parts of surveys of land which remain unsold in the counties of Walton, Gwinnett, Hall, Habersham and Rabun, and also all such parts of lots of land as have been forfeited to the state as have been fraudulently drawn.

A bill to amend the law prohibiting slaves from selling certain articles without licence.

A bill to regulate the election of Aldermen for the city of Savannah.

The bill to authorise Anderson C. Middlebrooks and John W. Graves to establish a toll bridge over the Apalachie river, at or near Hick's ford for a third reading, was ordered for committee of the whole.

The following bills were read the third time and passed.

A bill to authorise the justices of the inferior court of Newton county to convey to the trustees of the Newton county academy at Covington a part of the lands heretofore purchased for county purposes for the purpose of erecting thereon an academic edifice.

A bill to authorise the trial of certain causes in Morgan superior court.

A bill to alter and change the name of Jared Spence to that of Jared Johnston, and Charles Roberts to that of Charles Wheeler.

A bill to change the time of holding the inferior court of Hancock county so far as relates to the summer session thereof.

A bill to establish a ferry across the Chatahoochie river at a place known by the name of McWright's ferry,—and

A bill to amend so far as respects the county of Burke an act to alter and amend an act entitled an act to regulate and keep in repair the public roads causeways and bridges in the counties of Burke, Jefferson and Richmond, Greene and Morgan, so far as respects the counties of Burke, Jefferson and Richmond, passed Dec. 13, 1809.

The senate again resolved itself into committee of the whole on the bill for the relief of purchasers of fractional surveys, lots or islands at the late sales in this state. Mr. Montgomery in the chair. The president resumed the chair and Mr. Montgomery reported the bill with amendment.

The senate took up and agreed to the report.

And the bill was read the third time and passed.

The senate resolved itself into a committee of the whole on the bill to alter and amend an act entitled an act to revive, amend and continue in force an act entitled an act to extend the time of taking out grants on surveys made on head rights and bounty warrants, Mr. Blackshear in the chair. The president resumed the chair, and Mr. Blackshear reported the bill with amendment.

The senate took up and agreed to the report; and

And the bill was read the third time and passed, under the title of

A bill to revise and amend the several land acts now in force in this state in relation to vacant lands and lands surveyed on head rights and bounty warrants.

The yeas and nays being required, are—yeas 44, nays 6.

Those who voted in the affirmative are
Messrs.

Allen	Hardee	Rawls
Baker	Holt	Remson
Beall	Johnson	Sellers
Blackshear	Jones	Stocks
Blackstone	Little	Stokes
Bozeman	Lockhart	Strawn
Brown of Hancock	Mangham	Tennille
Burney	Maxwell	Tigner
Cleveland	McCrimmon	Walker
Cook	McKinne	Wellborn
Gamble	Montgomery	Whitehead
Gibson	Phillips	Wooten
Gilmore	Powers	Worthy
Groves	Prince	

Those who voted in the negative are
Messrs.

Davies	Mitchell	Sheffield
Miller	Mobley	Swain

The senate resolved itself into committee of the whole, on the bill for the relief of John Rawles and William Gross, mr. Groves in the chair. The president resumed the chair, and mr. Groves reported the bill with amendment.

The senate took up and agreed to the report ; and
The bill was read the third time and passed.

The yeas and nays being required, are—yeas 27, nays 22.

Those who voted in the affirmative, are
Messrs.

Allen	Gilmore	Mobley
Blackshear	Hardee	Powers
Blackstone	Johnson	Rawls
Bozeman	Lockhart	Sellers
Brown of Decatur	Mangham	Strawn
Brown of Hancock	McCrimmon	Tennille
Burney	McKinne	Wellborn
Cleveland	Miller	Wooten
Gamble	Mitchell	Worthy

Those who voted in the negative, are
Messrs.

Baker	Holt	Sheffield
Beall	Jones	Stocks
Cook	Little	Stokes
Crawford	Maxwell	Swain
Davies	Montgomery	Tigner
Gibson	Phillips	Walker
Gilmer	Prince	Whitehead
Groves		

The senate resolved itself into committee of the whole on the bill to lay out a new county out of part of the counties of Henry, Monroe and Newton, and to organise the same, mr. Cleveland in the chair; the president resumed the chair, and mr. Cleveland reported the bill with amendments.

Ordered that the report lie on the table.

A message was received from his excellency the governor by mr. Pierce his secretary, informing the senate that his excellency the governor has assented to and signed,

The act to authorise the judge of the superior court of the eastern district to appoint a guardian or trustee for a certain woman of color named Rino; and

The act to authorise Jas. Cleland to plead and practice as an attorney and solicitor in the several courts of law and equity in this state.

Ordered, that the committee on enrollment do carry said acts to the secretary of state's office and see the great seal of this state affixed thereto.

A message was received from the house of representatives by mr. Dawson their clerk, informing the senate that the house of representatives had passed

A bill to raise a tax for the support of government for the year 1825; and

A bill to lay out a new county out of the counties of Greene, Wilkes, Warren, Hancock and Oglethorpe.

And he withdrew.

Mr. Mangham from the committee appointed, reported a bill for the relief of certain inhabitants of the counties of Chatham, Bryan, Liberty, McIntosh, Glynn and Camden, who suffered by the hurricane of the 14th of September, 1824.

Which was read the first time.

Mr. Stocks from the committee to whom was referred the petition of Thomas Mitchell, surveyor general, reported.

Which report was read and ordered to lie on the table.

Mr. Davies from the judiciary committee, to whom was referred the petition of Willis Young, reported—

That they have had the same under consideration, and report that the said petition is unreasonable, and that the petitioner have leave to withdraw his petition.

Which was read and agreed to.

Mr. Prince from the committee appointed to examine and report on the expediency and expence of transcribing certain plans of districts, reported.

Which report being read was ordered to lie on the table.

On motion,

That the senate adjourn, it was determined in the affirmative.

The yeas and nays being required, are—yeas 24, nays 23.

Those who voted in the affirmative, are
Messrs.

Allen	Davies	McKinne
Baker	Gilmore	Remson
Blackshear	Hardee	Sellers
Blackstone	Holt	Stocks
Boyd	Jones	Stokes
Boyd of Hancock	Lockhart	Tennille
Burley	Mangham	Wellborn
Crawford	McCrimmon	Whitehead

Those who voted in the negative, are
Messrs.

Beall	Miller	Sheffield
Cleveland	Mitchell	Strawn
Cook	Mobley	Swain
Gamble	Montgomery	Tigner
Groves	Phillips	Walker
Johnson	Powers	Wooten
Little	Prince	Worthy
Maxwell	Rawls	

The president adjourned the senate until to-morrow morning 10 o'clock.

SATURDAY, 27th November, 1824.

Mr. Davies moved to reconsider the journal of yesterday so far as relates to the passage of the bill for the relief of John Rawls and William Gross, which was determined in the affirmative.

Ordered that said bill do lie on the table.

The senate took up the report of the committee of the whole on the bill to lay out a new county out of part of the counties of Henry Monroe and Newton, and to organize the same.

Which was read and agreed to.

Ordered that said bill lie on the table.

On motion of mr. Prince,

Resolved, That the surveyor-general do report to the senate the area in miles square, as near as he can ascertain the same, of the

county proposed to be laid out from the counties of Greene, Wilkes, Oglethorpe, Warren, and Hancock, and also of the county proposed to be formed out of the counties of Henry and Monroe.

On motion,

Ordered that the hon. senator from the county of Irwin have leave of absence until Monday next, 12 o'clock.

On motion of mr. Maxwell,

Resolved, That the president of senate be authorized to have seats provided in the senate chamber for the honorable gentlemen elected electors of president and vice-president, and that they be invited to occupy the same, as it may suit them during their stay at Milledgeville.

The senate took up the resolution proposing the adjournment sine die of both branches of the legislature on the 11th of December next.

Which was ordered to lie on the table.

The senate also took up the resolution authorising and requiring his excellency the governor to employ some good draftsman to make an accurate map of the state of Georgia, designating the relative situation and bounds of each county, &c.

Which was read and disagreed to.

A printed communication addressed to the president and members of the senate, on the subject of cutting a canal from the Alatomaha to Turtle river and improving the town of Brunswick, was opened, read, and

On motion of mr. Hardee,

Referred to the joint committee on agriculture and internal improvements.

On motion of mr. Maxwell,

Resolved, That the committee on agriculture and internal improvement be instructed to inquire into the expediency of cutting a canal from Alatomaha to Sapelo river.

Mr. Davies presented the petition of Henry King of the state of Pennsylvania, which was read and referred to the joint committee on finance.

Mr. Gilmore had leave to introduce instantler, a bill to authorise Joseph T. lman to erect a toll bridge over Canouchee river on his own land, which was read the first time.

The bill for the relief of certain inhabitants of the counties of Chatham, Bryan, Liberty, McIntosh, Glynn and Camden who suffered by the hurricane of the 14th Sept. 1824.

And the bill to prohibit the judges of the superior courts in this state from practising as attornies proctors or solicitors in the district or circuit courts of the United States for the district of Georgia, were read the second time and ordered for committee of the whole.

The bill to change the time of holding the inferior courts in the county of Jasper, was read the third time and passed.

The senate resolved itself into committee of the whole on the bill to amend the judiciary laws of force in this state so far as relates to illegality of executions, and to authorise the courts to inquire and correct errors and irregularities in judgments, mr. Maxwell in the chair. The president resumed the chair and mr. Maxwell reported that they had disagreed to the bill.

The senate took up and agreed to the report.

The senate resolved itself into committee of the whole on the bill to compel persons holding academy funds unaccounted for to pay interest in certain cases. mr. Davies in the chair. The president resumed the chair, and mr. Davies reported the bill with amendment.

The senate took up and agreed to the report; and

The bill was read the third time and passed.

The bill concerning the fees of justices of the peace and constables was laid on the table the balance of the session.

The senate resolved itself into committee of the whole on the bill to allow executors and administrators to enter appeals in certain cases, mr. Montgomery in the chair. The president resumed the chair, and mr. Montgomery reported the bill without amendment.

The senate took up and agreed to the report.

And the bill was read the third time and passed.

The bill to carry into effect a clause of the last will and testament of Mark Cole, deceased, so far as to manumit and set free ten negro slaves, by the names of Bob, Molly, Mary, John, West, Wise, Lee, Eastly, Jane and Clark, was ordered to lie on the table the balance of the session.

The senate resolved itself into committee of the whole on the bill for the relief of Robert Johnson and Anna Johnson his wife, mr. Blackshear in the chair. The president resumed the chair, and mr. Blackshear reported the bill with amendment.

The senate took up and agreed to the report

The bill was read the third time and passed.

A communication together with some accompanying documents, was received from his excellency the governor, by mr. Wood his secretary.

On motion,

That the senate do now adjourn.

The yeas and nays being required are—yeas 25, nays 21.

Those who voted in the affirmative, are

Messrs.

Baker

Blackshear

Bozeman

Beall

Blackstone

Burney

Cleveland	Johnson	Sellers
Cook	Jones	Stocks
Davies	McCrimmon	Stokes
Gamble	McKinne	Strawn
Gilmer	Mitchell	Tignor
Gilmore	Remson	Worthy
Hardee		

Those who voted in the negative are
Messrs.

Allen	Lockhart	Prince
Brown of Decatur	Mangham	Rawls
Brown of Hancock	Maxwell	Sheffield
Crawford	Miller	Swain
Gibson	Montgomery	Walker
Groves	Phillips	Whitehead
Little	Powers	Wooten

The president adjourned the senate until Monday morning, 10 o'clock.

MONDAY, 29th November, 1824.

The communication of his excellency the governor was taken up, which is as follows :

EXECUTIVE DEPARTMENT, GEORGIA, }
Milledgeville, 29th Nov. 1824. }

I transmit to the legislature a letter of Charles Harris, esq. late commissioner of fortifications at Savannah, with accompanying documents. You will see the reasons why the accounts have not been closed under my instructions, and why your interposition is rendered necessary. It may be well for the legislature at the same time to enquire into the state of the accounts generally, between this state and the United States, with a view to ascertain to what amount advances have been made by the former on account of fortifications, and to what extent and in what manner she has been reimbursed. The documents are transmitted to the senate for the use of both branches.

Signed,

G. M. TROUP.

Which was read and referred with its accompanying documents, to the joint committee on finance.

The senate took up the messages from the house of representatives and the bills therein contained were severally read the first time.

On motion,

The hou. senator from the county of Putnam had leave of absence for to day.

The bill to authorise Joseph Tilman to erect a toll bridge over Canouchee river on his own land,

Was read the second time and ordered for committee of the whole.

The bill to alter and amend an act entitled an act to impose an additional tax on pedlars and other itinerant traders, passed the 9th day of Dec. 1819,

Was made the order of the day for to-morrow.

The senate resolved itself into committee of the whole on the bill to repeal an act entitled an act to regulate the intercourse between the banks incorporated by the general assembly of the state of Georgia and the bank of the United States and the branches thereof, so far as regards the demands which may be made for specie by the latter on the former, &c. mr. Groves in the chair. The president resumed the chair, and mr. Groves reported the bill without amendment.

Ordered, that the report do lie on the table.

The following message was received from the house of representatives by mr. Dawson their clerk.

Mr. President,

The house of representatives have passed the following bills, to-wit :

A bill to divide the county of Appling.

A bill to incorporate the Huntsville academy in Jasper county.

A bill to lay off, define and keep open the main channel of Broad river, so as to pserve the obstruction of the passage of fish, and to appoint commissioners for the same ; and

A bill to exempt all aliens residing at any time being within the state of Georgia from the performance of ordinary militia duty and other military duty except the duties hereinafter specified.

The house have agreed to a resolution in favor of George Stapleton, a revolutionary soldier,

They have agreed to the report of the committee on the state of the republic, to whom was referred the correspondence between his excellency the governor and the general government upon the subject of the further extinguishment of the Indian title to the territory within the limits of Georgia.

To a resolution in favor of William B. Brown.

To a resolution in favor of Amos Richardson.

To a resolution authorising the governor to furnish the clerks of the different counties each with a copy of the laws and journals of the present session.

To a resolution making appropriations to the solicitors-general of the northern and western circuits for collections made by them for the state.

To which they desire concurrence.

And they have concurred in the resolution of senate requesting the governor to appoint a competent mathematician to survey the first district of Dooly, and report whether the same has been surveyed.

And he withdrew.

The senate resolved itself into committee of the whole on the bill to amend an act entitled an act authorising the inferior courts in each county in this state to establish ferries and bridges, &c. passed 6th December, 1805, mr. Crawford in the chair. The president resumed the chair and mr. Crawford reported that they had disagreed to the bill.

Ordered that said report lie on the table.

The senate resolved itself into committee of the whole on the bill to repeal so much of the first section of an act entitled an act to amend an act to revise and amend the judiciary system of this state passed 16th February, 1799, and to provide for opening and adjourning the several courts of ordinary in this state in certain cases, passed 17th day of Dec. 1823, as relates to offences not subject to penitentiary punishment, and which are not punished with death, mr. Stocks in the chair. The president resumed the chair, and mr. Stocks reported the bill without amendment.

The senate took up the report.

And on motion to lay it on the table the balance of the session, it was determined in the affirmative.

The yeas and nays being required are—yeas 38, nays 10.

Those who voted in the affirmative are

Messrs.

Allen	Gibson	Powers
Baker	Gilmore	Rawls
Beall	Groves	Sellers
Blackstone	Hardee	Sheffield
Bozeman	Jones	Spann
Brown of Decatur	Little	Stocks
Brown of Hancock	Lockhart	Stokes
Burney	Mangham	Strawn
Cleveland	Maxwell	Swain
Cook	McCrimmon	Tignor
Crawford	McKinne	Walker
Davies	Mitchell	Worthy
Gamble	Phillips	

Those who voted in the negative are

Messrs.

Blackshear	Johnson	Miller
Gilmer	Lamkin	Mobley

Remson
Wellborn

Whitehead

Wooten

The bill to reduce the ferriage on Broad river and to establish the same permanently by law, was ordered to lie on the table the balance of the session.

The senate resolved itself into committee of the whole on the bill concerning warrantys, mr. Walker in the chair. The president resumed the chair, and mr. Walker reported that they had disagreed to the bill.

The senate took up and disagreed to the report ; and
On motion,

To lay the bill on the table for the balance of the session, it was determined in the affirmative.

The yeas and nays being required, are—yeas 38, nays 12.

Those who voted in the affirmative are

Messrs.

Allen	Gibson	Phillips
Baker	Gilmer	Prince
Beall	Gilmore	Sellers
Blackshear	Groves	Sheffield
Blackstone	Hardee	Spann
Bozeman	Johnson	Stokes
Brown of Decatur	Jones	Strawn
Brown of Hancock	Little	Tignor
Burney	Lockhart	Walker
Cleveland	Maxwell	Wellborn
Cook	McCrimmon	Whitehead
Crawford	Mitchell	Wooten
Davies	Montgomery	

Those who voted in the negative are

Messrs.

Gamble	Miller	Remson
Lampkin	Mobley	Stocks
Mangham	Powers	Swain
McKinne	Rawls	Worthy

The senate resolved itself into committee of the whole on the bill to authorise the superior courts of this state to appoint persons to assign and set off dower and to prescribe the mode of proceeding therein, mr. Montgomery in the chair. The president resumed the chair, and mr. Montgomery reported the bill without amendment.

The senate took up and agreed to the report ; and

The bill was read the third time and passed.

The senate resolved itself into committee of the whole on the bill to authorise Anderson C. Middlebrooks of Morgan county and John W. Graves of Clarke county to establish a toll bridge over the Apalachie river, at or near Hick's ford, mr. McKinne in the chair. The

president resumed the chair, and mr. McKinne reported the bill with amendment.

The senate took up and agreed to the report.

The caption being amended,

The bill was read the third time and passed under the title of a bill to authorise Anderson C. Middlebrooks of Morgan county and John W. Graves of Clarke county to establish a toll bridge over the Apalachie river, at or near Hick's ford, and Richard S. Park of the county of Morgan to erect a toll bridge over the Oconee river at or near his mills.

The senate resolved itself into a committee of the whole, on the bill to entitle the incorporated academies of Oglethorpe county to their full dividend of the fund set apart for county academies, mr. Cleveland in the chair; the president resumed the chair, and mr. Cleveland reported the bill with amendment.

The senate took up and agreed to the report.

The caption being amended,

The bill was read the third time and passed under the title of a bill to entitle the incorporated academies of Greene and Oglethorpe counties to their full dividend of the funds set apart for county academies.

The senate resolved itself into committee of the whole on the bill prescribing the mode of partitioning such lots of land drawn in the land lottery authorised by an act passed the 15th day of May, 1821, as have been or may be declared by judgment of court to be fraudulently drawn, mr. Baker in the chair; the president resumed the chair, and mr. Baker reported the bill without amendment.

The senate took up and agreed to the report; and

The bill was read the third time and passed.

The senate resolved itself into committee of the whole on the bill to regulate the election of aldermen for the city of Savannah, mr. Gamble in the chair. The president resumed the chair, and mr. Gamble reported the bill with amendment.

The senate took up and agreed to the report.

And the bill was read the third time and passed.

The senate adjourned until to-morrow morning 10 o'clock.

TUESDAY, 30th November, 1824.

Mr. Prince moved to reconsider so much of the journal of yesterday as relates to the rejection of the bill to repeal so much of the 1st section of an act to amend an act entitled an act to revise and amend the judiciary system of this state passed 16th day of Feb. 1799. and to provide for the opening and adjourning of the several courts of ordinary of this state, in certain cases, passed 17th December 1823, as relates to offences not subject to penitentiary punishment and which are not punished with death.

Which was determined in the negative.

On motion of Mr. Montgomery,

Resolved That the hour of meeting of the senate be at nine o'clock in future.

The hon senator from the county of Liberty had leave of absence for a few days.

The president laid before senate the following communication from Thomas Mitchell, esq. surveyor-general:

In obedience to a resolution of senate of the 27th inst. the surveyor-general begs leave to submit the following report—

From the best information I have been able to obtain by the map of the state and other sources, the contemplated new county to be formed out of the counties of Greene, Hancock, Oglethorpe, Warren and Wilkes, contains an area of two hundred and seventy-five square miles, or equal to a surface of about sixteen and a half miles square.

And the new county proposed to be formed from the counties of Henry and Monroe, contains an area of one hundred and forty-one square miles, or a territory of about equal to eleven miles 72 chain square.

All which is respectfully submitted,

By your most obedient and very h^{ble} serv^t,

THO. MITCHELL, *Sur. Gen.*

SURVEYOR GENERAL'S OFFICE, }
29th November, 1824. }

Which was read and ordered to lie on the table.

The senate took up and agreed to the report of the committee on the state of the republic, to whom was referred the memorial of the steam boat company, which is as follows:

That it is desirable to the state to dissolve its connection with the said company, and to withdraw its funds from a situation in which they are exposed to the hazards of mercantile adventures—that instead of rescinding the agreement of 1820, as prayed for in the said memorial, it is desirable to the state to rescind the original agree-

ment for the purchase of stock ; and in doing this, the state would be willing to give the said company credit for the sum of \$32,000 received on account : Therefore,

Resolved, That his excellency the governor be and he is hereby authorised and requested on payment into the treasury within six months from this date of the sum of sixty-eight thousand dollars to surrender to the said company its certificates of stock, its bond and mortgages, the agreement of 1820, and to grant to the said company as an acquittance from all demands : *Provided*, the said company at the time it pays the money aforesaid, shall surrender to the state all rights it may now enjoy of exclusive navigation by steam of the waters of this state, which the said company have derived or exercised under any acts of this state.

The senate took up the bill to lay out a new county out of the counties of Henry, Monroe and Newton, and to organise the same. The caption being amended by striking out the word "Newton,"

The bill was read the third time.

And on the question ' Shall this bill now pass ? ' it was determined in the negative.

The yeas and nays being required are—yeas 15, nays 35.

Those who voted in the affirmative, are

Messrs.

Bozeman	Johnson	Spann
Burney	Mitchell	Strawn
Cleveland	Mobley	Swain
Coffee	Phillips	Tennille
Hardce	Sellers	Wellborn

Those who voted in the negative are

Messrs.

Allen	Groves	Prince
Beall	Holt	Rawls
Blackshear	Jones	Remson
Blackstone	Little	Sheffield
Brown of Decatur	Lockhart	Stocks
Brown of Hancock	Mangham	Stokes
Cook	Maxwell	Tignor
Crawford	McCrimmon	Walker
Davies	McKinne	Whitehead
Gamble	Miller	Wooten
Gibson	Montgomery	Worthy
Gilmer	Powers	

Mr. Crawford had leave to introduce instantler, a bill to repeal an act to compel the clerks of the superior courts to keep their offices at the court-house of their respective counties, or within one mile thereof, so far as respects the county of Decatur.

Which was read the first time.

The senate resolved itself into committee of the whole on the bill to authorise the establishment of a new market-house in the city of Augusta, mr. Jones in the chair. The president resumed the chair and mr. Jones reported progress and had leave to sit again.

Ordered, that the bill lie on the table until called up.

The senate resolved itself into committee of the whole on the bill to alter and amend an act entitled an an act to impose an additional tax on pedlars and other itinerant traders, passed the 9th day of December, 1819, mr. Alien in the chair. The president resumed the chair, and mr. Allen reported the bill with amendment.

The senate took up and agreed to the report.

And on the question, " Shall this bill now pass ?" it was determined in the affirmative.

The yeas and nays being required, are—yeas 30, nays 23.

Those who voted in the affirmative are

Messrs.

Beall	Hardee	Remson
Blackstone	Johnson	Sellers
Bozeman	Jones	Sheffield
Burney	Little	Spann
Cleveland	Lockhart	Strawn
Coffee	McCrimmon	Swain
Cook	McKinne	Tennille
Gibson	Miller	Walker
Gilmore	Phillips	Wellborn
Groves	Prince	Worthy

Those who voted in the negative, are

Messrs.

Allen	Holt	Rawls
Blackshear	Mangham	Stocks
Brown of Decatur	Maxwell	Stokes
Brown of Hancock	Mitchell	Tignor
Crawford	Mobley	Whitehead
Davies	Montgomery	Wimberly
Gamble	Powers	Wooten
Gilmer		

The bill to vest in the Hibernian Society of the city of Savannah all monies arising from the sales of escheated estates of Irishmen of the county of Chatham, was read 2d time and ordered for third reading.

The following bills were read the second time and ordered for committee of the whole, to-wit:

A bill to lay out a new county out of the counties of Wilkes, Warren, Hancock, Greene and Oglethorpe.

A bill to raise a tax for the support of government for the year 1825.

A bill to authorise William Garner to build a dam on Chatahochee river, and to cut a canal from the same.

A bill to compel executors, administrators and guardians to account for the interest of monies appropriated to their own use belonging to minor children.

A bill to separate and divorce Ann Ware and George Ware her husband.

A bill for the relief of John Burgess.

Mr. Blackshear from the select committee to whom was referred the petition of Roswell King, Joel Crawford, Farish Carter and Samuel Rockwell, reported a bill to incorporate the Georgia Canal Company.

Which was read the first time.

A message was received from the house of representatives by Mr. Dawson their clerk, informing the senate, that the house had passed a bill to prescribe the mode of choosing the electors of president and vice-president of the United States to which this state is entitled by the constitution of the United States.

And he withdrew.

Mr. Stokes from the committee on enrollment reported as duly enrolled and signed by the speaker of the house of representatives,

An act to change the time of holding the inferior court of Hancock county so far as relates to the summer session thereof.

An act to authorise the justices of the inferior court of Newton county to convey to the trustees of the Newton county academy at Covington a part of the lands heretofore purchased for county purposes for the purpose of erecting thereon an academic edifice.

An act to amend so far as respects the county of Burke an act to alter and amend an act entitled an act to regulate and keep in repair the public roads causeways and bridges in the counties of Burke, Jefferson and Richmond, Greene and Morgan, so far as respects the counties of Burke, Jefferson and Richmond, passed Dec 13, 1809.

An act to establish a ferry across the Chatahochee river in the county of Gwinnett, at a place known by the name of McWright's ferry, and to vest the right thereof in Matthew McWright and his heirs, and to fix the rate of ferriage.

An act to alter and change the names of Jared Spence to that of Jared Johnston, and Charles Roberts to that of Charles Wheeler.

An act to make permanent the site of the public buildings in the county of Decatur and to name the same, and to designate one or more additional sites in said county for holding elections, and to punish those who may attempt to defeat the provisions of this act, and to allow the clerk of the superior court to keep his office at his own house.

An act to authorise the trial of certain causes in Morgan superior court.

An act to alter the militia laws of this state as far as relates to the county of Richmond, and to authorise the organization of a legionary corps in the city of Augusta; and

An act to establish an engine company in the city of Savannah.

Which were presented to and severally signed by the president of senate.

Ordered, that the committee on enrollment do carry said acts to his excellency the governor for his assent.

Mr. Davies had leave to introduce instantor, a bill to incorporate the Savannah St. Andrew's Society.

Which was read the first time.

On motion of Mr. Lockhart,

Resolved, That two hundred copies of the bill to incorporate the Grand Canal Company, be printed for the use of the members.

The hon. senator from De Kalb had leave of absence for a few days.

Mr. Davies presented the memorial of E. Wombersie, which was read and referred to the committee on finance.

On motion,

The hon. senator from the county of Bryan was added to the committee on finance.

On motion of mr. Crawford,

Resolved, That in the event of the non-attendance of any one or more of the electors of president and vice-president of the United States, between the hours of eleven and twelve o'clock of this day, that his excellency the governor be requested and he is hereby authorised to fill the vacancy occasioned by the non-attendance of said elector or electors.

The senate adjourned until to-morrow morning 9 o'clock.

WEDNESDAY, 1st December, 1824.

On motion of mr. Stocks,

So much of the journal of yesterday as relates to the alteration of the hour of meeting to nine o'clock, was reconsidered.

The yeas and nays being required thereon are—yeas 24 nays 18.

Those who voted in the affirmative are

Messrs.

Beall
Blackshear

Bozeman
Brown of Hancock

Cook
Davies

Gilmore
Hardee
Holt
Jones
Lamkin
Lockhart

McCrimmon
McKinne
Phillips
Remson
Sellers
Spann

Stocks
Stokes
Swain
Tigner
Wellborn
Wimberly

Those who voted in the negative, are
Messrs.

Allen
Blackstone
Burney
Gamble
Gibson
Groves

Little
Maxwell
Miller
Mitchell
Mobley
Montgomery

Powers
Rawls
Swain
Tennille
Whitehead
Wooten

Mr. Gamble had leave to introduce instantler, a bill to change the time of holding the superior court in the county of Burke so far as relates to the spring term of said court.

Which was read the first time.

Mr. Holt laid on the table the following resolution:

Whereas at the last session of the legislature the following resolution was passed, to-wit:

Resolved, That his excellency the governor be and he is hereby authorised and required to suspend the proceedings on a mortgage fi. fa. against fractions No. 285, and 292 in the 14th district of formerly Baldwin, now Putnam county for the term of twelve months.

And be it further resolved, That the solicitor-general of the Ocmulgee circuit do take all legal means to obtain a judgment as soon as possible on a bond given by John A. Cuthbert and his securities, Isaiah Favour and Luke J. Morgan, which suit has been ordered by the late governor and pay into the treasury the sum so raised in discharge of the aforesaid mortgage fi. fa.

And whereas the solicitor-general of the Ocmulgee circuit has not had time to collect any money on said bond.

Be it therefore resolved, That his excellency the governor be and he is hereby authorised and required to suspend the proceedings on a mortgage fi. fa. against fractions No. 285, and 292 in the 14th district of formerly Baldwin now Putnam county, until the first day of October next: *Provided*, That nothing in this resolution shall go to release said fractions from being subject to said mortgage fi. fa.

The senate resolved itself into a committee of the whole on the bill to establish a ferry on the Alamamaha river at the place called Man's ferry in the county of Appling, &c. mr. Beall in the chair. The president resumed the chair, and mr. Beall reported the bill without amendment.

Ordered that said report lie on the table.

The senate took up the messages from the house of representatives. The report and resolution respecting the further extinguishment of Indian title to the territory within the limits of Georgia, was read and concurred in.

The resolutions in favour of the solicitor's-general of the northern and Western circuits was read and concurred in.

The resolution in favor of Wm. W. Brown was read and concurred in.

And the several bills therein contained were read the first time.

The following communication was received from the electors of President and Vice President of the United States by mr. Jaillet, their secretary.

The electors of President and Vice President of the United States for the ensuing four years from the fourth day of March have the honor to inform the senate that they will be ready a 12 o'clock this day to proceed to the discharge of their duties, and request to be informed whether it will comport with the convenience of the senate for them to assemble in the senate chamber at that hour for that purpose.

The following communication was received from his excellency the Governor, by mr. Pierce his secretary, to wit :

EXECUTIVE DEPARTMENT, GEORGIA, }
Milledgeville, 1st Dec 1824. }

I submit for the consideration of the legislature a letter received yesterday from the mayor of Savannah, announcing the introduction of a contagious disease into that city which in its essential characteristics bears a strong resemblance to the small pox. The suggestion in relation to the establishment of a Lazaretto for the reception of the diseased, merits your attention. Every aid and assistance which can be contributed to remove the sick beyond the limits of the city, and concentrate them in some isolated position will at once secure the country from infection and enable it to maintain the usual intercourse with the town.

Whilst other states and cities are visited by this affliction it will be vain for Georgia to hope for absolute exemption by any means to which she would have recourse. A cordon of health effectually cutting all communication between town and country of our own state and between our own and other states. may be considered by you as purchasing this exemption at too high a price, nor can the duration of the evil and consequently of the remedy be calculated.

Signed,

G. M. TROUP.

Which was read, and referred together with the letter from the mayor of the city of Savannah, to a committee consisting of messrs. Davies, Maxwell and Powers.

His excellency the governor also informed the senate by Mr. Clarke his secretary, that he had approved and signed the report of the senate committee on internal improvement, on the subject of the act of Congress of the 30th April last authorising the President to make the necessary surveys, plans and estimates for roads and canals.

On motion of Mr. Gilmer,

Resolved, That the senate will adjourn at half past 11 o'clock, A. M. this day.

Resolved, That the secretary of the senate inform the elections of President and Vice President of the United States of the adjournment of the senate, and that the senate chamber will be prepared at the hour of 12 o'clock this day for their meeting.

Mr. Tignor had leave to introduce instant, a bill to authorize the inferior courts of Monroe county to make and convey titles to certain lots or parts of lots in the town of Forsyth to the Baptist and other religious societies.

Which was read the first time.

Mr. Gilmer presented the petition of sundry citizens of Oglethorpe county, which

On motion,

Was referred to the committee on public education and free schools.

The senate adjourned until to-morrow morning 10 o'clock.

THURSDAY, 2d December, 1824.

Mr. Stocks

Moved to reconsider so much of the journal of yesterday as related to the concurrence of senate in the resolution of the house of representatives in favor of William W. Brown.

Which was determined in the affirmative.

Mr. Rawles laid on the table the following resolution:

Resolved, That the election for principal keeper and inspectors for the penitentiary shall take place on Monday next at seven o'clock post meridian.

Mr. Swain laid on the table the following resolution:

Resolved, That the senate will not receive any new matter after Saturday the 11th inst. and that the senate will adjourn sine die on Saturday thereafter.

The senate took up the resolution of the house of representatives in favor of William W Brown, which was read, amended and agreed to, and is as follows :

Whereas, William W. Brown of Jones county rented the ferry across the Ocmulgee river in the town of Macon for the year 1823, for the payment of which rent he is bound by three promissory notes, with good security :

Resolved That the solicitor-general be instructed to suspend all proceedings on the part of the state against the said William W Brown and his securities, for the term of one year from the first of January next : *Provided*, the said Wm W Brown shall pay the interest on said debt, together with the costs and the solicitor general's commissions for collection, and that he shall give further security if required by the aforesaid solicitor-general, and provided that nothing herein contained shall go to prevent the immediate collection of said debt if the securities already bound do urge the same.

The senate took up the resolution of the house of representatives in favor of George Stapleton, which was read, amended, agreed to, and is as follows :

Resolved, That the sum of four hundred dollars be and the same is hereby set apart and appropriated for the said George Stapleton in lieu of a bounty land due him by the state of Georgia for services rendered during the years 1777, 8 and 9. and for which he has never received any thing by way of compensation, and that the same be inserted in the appropriation act.

The following message was received from the house of representatives by Mr. Dawson their clerk.

Mr. President,

The house of representatives have passed the following bills, which originated in senate, to wit :

A bill to incorporate the Henry county academy, and to appoint trustees for the same.

A bill to incorporate the Fayetteville academy and to appoint trustees for the same.

A bill to appoint trustees for the Wilkinson county academy and to incorporate trustees for the same.

A bill to alter and change the name of John Early W. Preskett to that of John Early W. Oliver.

A bill to authorise James Kemp to keep up a ferry across the Altamaha river.

A bill to vest the powers of the commissioners of the court-house and jail of Laurens county, in the inferior court of said county.

A bill to authorise the justices of the inferior court for the county of Fayette, out of any lands by them heretofore appointed for county purposes and not otherwise appropriated to convey to the trustees of the Fayette county academy, &c.

A bill to legitimate and change the names of Winney B, James F. and William A. Osburn to that of Winney B, James F. and Wm. A. Nusom.

A bill to incorporate the Lawrenceville academy in the county of Gwinnett and to appoint trustees for the same.

A bill to lay off Emanuel county and Tatnall into election districts.

A bill to repeal a law passed in the year 1817 prohibiting the introduction of slaves, only on certain conditions.

A bill to incorporate the academy of Rabun county and to appoint trustees for the same.

A bill to establish and regulate district elections in the county of Bryan and to punish those who may attempt to defeat the same.

A bill to keep open, remove and prevent obstructions in the Ochoo-pie river calculated to prevent the free passage of fish of said river so far as respects the counties of Tatnall and Emanuel.

And a bill to incorporate the Clarksville academy.

They have concurred in the resolution of senate authorising the governor to fill any vacancy which may have occurred in the electoral college of this state.

They had passed the following bill, to-wit :

A bill to establish and regulate district elections in the county of Pulaski, and to punish those who attempt to defeat the same.

They have agreed to a resolution appointing a committee to join such as may be appointed on the part of senate to take into consideration the constitutionality of the law passed the last session of congress, laying additional duties on impost, and have appointed as a committee on their part, messrs. Lumpkin, Pooler, Thomas of Warren, Holt and Baxter.

The house has agreed to the amendments of senate to the bill of the house to alter and amend an act to revive and continue in force an act entitled an act to extend the time of taking out grants on surveys made on head rights and bounty warrants.

To the amendments of the bill for the temporary relief of purchasers of fractional surveys, lots or islands, at the late sales in this state.

And to the amendments to the bill to add two additional places of election in the county of Glynn, for the greater convenience of all the citizens thereof.

And he withdrew.

The senate took up the report on the bill to establish a ferry on the Altamaha river at the place called Man's ferry in the county of Appling, &c. which was amended and agreed to.

And the bill was read the third time and passed.

The senate took up the resolution of the house of representatives in favor of Amos Richardson, which was read.

And on the question to concur therein, it was determined in the negative.

The yeas and nays being required thereon, are—yeas 23, nays 28.

Those who voted in the affirmative are
Messrs.

Allen	Gamble	Spann
Beall	Groves	Strawn
Blackstone	Jones	Tennille
Bozeman	Lamkin	Walker
Brown of Decatur	Lockhart	Wellborn
Burney	Mangham	Whitehead
Coffee	Montgomery	Worthy
Davies	Phillips	

Those who voted in the negative are
Messrs.

Blackshear	Little	Sellers
Brown of Hancock	McCrimmon	Sheffield
Cleveland	Miller	Stocks
Cook	Mitchell	Stokes
Crawford	Mobley,	Swain
Gibson	Powers	Taylor
Gilmer	Prince	Tignor
Gilmore	Rawls	Wimberly
Hardee	Remson	Wooten
Holt		

Mr. Allen from the joint committee on internal improvement, to whom was referred the report of the commissioners of the Oconee Navigation Association, reported—

That they have carefully examined the same, and find that they have made considerable improvements in the navigation of said river by removing a considerable number of logs of various sizes out of said river, also by removing a number of trees from the margin of said river, which eventually would have obstructed the navigation; they have also caused several canals or cuts to be made, which shorten the distance and facilitates the passage of boats. Your committee further find the said board have under their control 18 working hands, \$10,000 in bank stock, \$551 47 in notes, accounts and attornies receipts, and \$120 cash on hand. Your committee therefore recommend the following resolution:

Resolved, That the said board of commissioners are entitled to the highest confidence for their strict attention and indefatigable exertions in promoting the interest of the state, so far as respects the improvement of said river.

And be it further Resolved, That his excellency the governor be and he is hereby requested to transmit a copy of this report with the accompanying resolutions to said board of commissioners.

Which was read and agreed to.

Mr. Allen further reported—

That the joint committee on internal improvement to whom were referred the report of the commissioners appointed to superintend

the improvement of the navigation of Savannah river from the town of Petersburg to the village of Andersonville, report—

That they have had the same under consideration, and find that they have completed the navigation of that section of said river, with the exception of a small distance, so that a boat can pass with 80 bales of cotton, and that there yet remains in the hands of the treasurer of said board, the sum of \$55 68½ which they deem sufficient to complete that section of said river as above stated.

Your committee therefore recommend the following resolution :

Resolved, That said board of commissioners be and they are hereby directed to exercise their best judgment in completing the navigation of that section of said river, so far as the funds in their hands shall extend.

Which was read and agreed to.

The following communication was received from his excellency the governor, by Mr. Pierce his secretary, viz :

EXECUTIVE DEPARTMENT, GEORGIA, }
Milledgeville, 2d Dec. 1824. }

The copy of a letter from major-general Adams herewith sent, will apprise you of his resignation of the command of the fifth division of militia, and his reasons for the same.

The vacancy occasioned by the retirement of this old and meritorious officer you will probably consider it incumbent on you to fill during the present session.

Signed,

G. M. TROUP.

Which was read and ordered to lie on the table.

The bill to repeal an act entitled an act to regulate the intercourse between the banks incorporated by the General Assembly of the state of Georgia and the Bank of the United States and the branches thereof, so far as regards the demands which may be made for specie by the latter upon the former, &c.

Was made the special order for to-morrow.

The senate took up the bill to fix the times of holding the superior and inferior courts in the Flint circuit.

Which was amended by unanimous consent.

The bill was read the third time and passed.

Mr. Tignor had leave to introduce instantler, a bill authorising Geo. A. Brown to keep a ferry across the Ocmulgee river near the Long Shoals, on his own land.

Which was read the first time.

The following bills were read the second time, and ordered for a third reading, viz :

A bill to incorporate the Huntsville academy in Jasper county.

A bill to incorporate the Savannah St. Andrews Society.

A bill to change the time of holding the superior court in the county of Burke, so far as relates to the spring term of said court.

A bill to repeal an act entitled an act to compel the clerks of the superior courts to keep their offices at the court-house of their respective counties, &c. so far as respects the county of Decatur.

And a bill to authorise the inferior court of Monroe county to make and convey titles to certain lots or parts of lots in the town of Forsyth to the Baptist and other religious societies.

The following bills were read the second time, and ordered for a committee of the whole, to-wit :

A bill to prescribe the mode of choosing electors of president and vice president of the United States to which this state is entitled by the constitution of the United States.

A bill to divide the county of Appling.

A bill to lay off, define and keep open the main channel of Broad river, so as to prevent the obstruction of the passage of fish, and to appoint commissioners for the same ; and

A bill to exempt all aliens residing or at any time being within the state of Georgia from the performance of ordinary militia duty and other military duty except the duties hereinafter specified.

The bill to incorporate the Georgia Canal Company was read the second time and ordered for committee of the whole.

The senate resolved itself into committee of the whole on the bill to secure to Stephen Pierce, his heirs and assigns, for the term of ten years from the 1st day of January next, the exclusive right of running a line of stage carriages between the cities of Savannah and Augusta, Mr. Blackshear in the chair. The president resumed the chair, and Mr. Blackshear reported the bill with amendment.

The senate took up and agreed to the report.

The bill was read the third time under the title of

A bill to secure to Stephen Pierce the sole and exclusive right of running a line of stage carriages between the cities of Savannah and Augusta for the term of ten years.

And on the question, ' Shall this bill now pass ? ' it was determined in the affirmative.

The yeas and nays being required, are—yeas 35, nays 17.

Those who voted in the affirmative, are

Messrs.

Allen	Groves	Miller
Blackshear	Hardee	Mitchell
Bozeman	Holt	Powers
Brown of Decatur	Lamkin	Prince
Brown of Hancock	Little	Rawls
Coffee	Lockhart	Remson
Cook	Mangham	Sellers
Crawford	Maxwell	Sheffield
Davies	McCrimmon	Stokes
Gamble	McKinne	Taylor

Tignor
Walker

Whitehead
Wimberly

Worthy

Those who voted in the negative, are
Messrs.

Beall
Burney
Cleveland
Gibson
Gilmer
Gilmore

Jones
Mobley
Montgomery
Phillips
Spann
Stocks

Strawn
Swain
Tennille
Wellborn
Wooten

The senate resolved itself into committee of the whole on the bill to alter and amend the fourth section of an act to alter and amend the road laws of Glynn county, passed 1821, and to increase the road commissioners therein. mr. Holt in the chair. The president resumed the chair, and mr. Holt reported the bill with amendment.

The senate took up and agreed to the report ; and

The bill was read the third time and passed under the title of a bill to alter and amend the fourth section of a road act passed the 23d Dec. 1822, for the county of Glynn, and add two commissioners to the board and to compel one half of the hands residing on Colonel's Jekyl and Blythe islands to work on certain cuts.

The bill to vest in the Hibernian society of the city of Savannah all monies arising from the sales of escheated estates of Irishmen of the county of Chatham was read the third time and passed.

The senate resolved itself into committee of the whole on the bill to prohibit the judges of the superior courts in this state from practising as attorneys in the district or circuit courts of the United States for the district of Georgia, mr. Lockhart in the chair. The president resumed the chair, and mr. Lockhart reported the bill with amendment.

The senate took up and agreed to the report

The bill was read the third time—

And on the question ' Shall this bill now pass ? ' it was determined in the affirmative.

The yeas and nays being required, are—yeas 47, nays 3.]

Those who voted in the affirmative are
Messrs.

Allen
Beall
Blackshear
Brown of Decatur
Brown of Hancock
Burney
Cleveland
Coffee
Cook
Crawford

Davies
Gamble
Gibson
Gilmer
Gilmore
Groves
Hardee
Jones
Lampkin
Little

Lockhart
Mangham
Maxwell
McCrimmon
McKinne
Miller
Mitchell
Montgomery
Phillips
Prince

Rawls	Strawn	Wellborn
Remson	Swain	Whitehead
Sellers	Taylor	Wimberly
Sheffield	Tennille	Wooten
Stocks	Tigner	Worthy
Stokes	Walker	

Those who voted in the negative are
Messrs.

Holt	Mobley	Powers
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The senate resolved itself into committee of the whole on the bill to amend and explain the fourth section of an act to sell and dispose of the fractional parts of surveys of lands which remain unsold in the counties of Walton, Gwinnett, Hall, Habersham and Rabun, and also all such parts of lots of land as have been forfeited to the state as having been fraudulently drawn, n.r. Maxwell in the chair. The president resumed the chair, and mr. Maxwell reported the bill without amendment.

Ordered that said report lie on the table.

The bill for the relief of certain inhabitants of the counties of Chatham, Bryan, Liberty, McIntosh, Glynn and Camden who suffered by the hurricane of the 14th of Sept. 1824, was ordered to lie on the table the balance of the session.

And the yeas and nays being required thereon are—yeas 27, nays 23.

Those who voted in the affirmative, are
Messrs.

Beall	Jones	Sellers
Blackshear	Lampkin	Stocks
Barney	Little	Stokes
Coffee	Maxwell	Strawn
Crawford	McCrimmon	Swain
Gibson	Mitchell	Tigner
Gilmer	Mobley	Wellborn
Gilmore	Montgomery	Whitehead
Groves	Remson	Wimberly

Those who voted in the negative, are
Messrs.

Allen	Holt	Rawls
Brown of Decatur	Lockhart	Sheffield
Brown of Hancock	Mangham	Taylor
Cleveland	McKinne	Tennille
Cook	Miller	Walker
Davies	Phillips	Wooten
Gamble	Powers	Worthy
Hardee	Prince	

The senate adjourned untill to-morrow morning 10 o'clock.

FRIDAY, 3d December, 1824.

On motion of Mr. Allen,

The senate reconsidered so much of the journal of yesterday as related to its disagreement in the resolution of the house of representatives in favour of Amos Richardson.

On motion of Mr. Mangham,

The senate reconsidered so much of their journal of yesterday as related to the laying on its table the balance of the session a bill for the relief of certain inhabitants of the counties of Chatham, Bryan, Liberty, McIntosh, Glynn and Camden, who suffered by the hurricane of the 14th Sept. 1824.

On motion of Mr. Stocks,

The messenger had leave of absence for a week by furnishing a substitute.

The senate resolved itself into committee of the whole on the bill to lay out a new county out of the counties of Wilkes, Warren, Hancock, Greene and Oglethorpe, Mr. Allen in the chair. The president resumed the chair and Mr. Allen reported they had disagreed to the bill.

The senate took up the report.

And on the question to agree thereto, the yeas and nays being required are—yeas 31, nays 21.

Those who voted in the affirmative, are
Messrs.

Allen	Holt	Powers
Beall	Jones	Prince
Blackshear	Lockhart	Rawls
Brown of Decatur	Mangham	Sellers
Brown of Hancock	Maxwell	Sheffield
Cook	McCrimmon	Taylor
Crawford	McKinne	Tignor
Gamble	Miller	Whitehead
Gilmer	Mitchell	Wimberly
Gilmore	Montgomery	Worthy
Hardee		

Those who voted in the negative are
Messrs.

Blackstone	Lamkin	Stokes
Bozeman	Little	Strawn
Burney	Mobley	Swain
Cleveland	Phillips	Tennille
Coffee	Remson	Walker
Gibson	Spann	Wellborn
Groves	Stock	Wooten

Mr. Lockhart from the joint committee on the penitentiary reported, which report was read and ordered to lie on the table.

Mr. Lockhart from the committee aforesaid reported a bill to repeal the fourth section of an act to carry into effect the penal code and to repeal the fourth section of an act entitled an act to carry into effect the penal code.

Which was read the first time.

On motion of mr. Crawford,

The hon. senator from the county of Decatur had leave of absence until Monday next.

The following message was received from the house of representatives by mr. Dawson, their clerk.

Mr. President,

The house of representatives have passed the following bills, to-wit:

A bill to amend the estray laws of this state.

A bill to authorise the volunteer company in Jones county, commonly called the Clinton Independent Blues to receive members from the thirty-first regiment.

And a bill to appoint trustees of the Jasper county academy and to incorporate the same, and also to grant a lottery for the same.

The house has passed the following bills which originated in senate, to-wit.

A bill to provide for the trial of claims of slaves levied on under execution.

A bill to alter and amend an act for the relief of James Dudley.

A bill to authorise the justices of the inferior court of Henry county, to convey to the trustees of the Henry county academy a part of the lands heretofore purchased for county purposes, for the purpose of erecting thereon an academy edifice.

A bill further defining the duties of collectors of taxes.

And a bill for the relief of Thomas Foley, with amendment.

They have agreed to a resolution relative to the election of certain bank directors and officers of the penitentiary.

To which they desire concurrence.

And he withdrew.

The senate took up the message and concurred in the amendment made by the house of representatives to the bill for the relief of Thomas Foley.

The resolution relative to the election of certain bank directors and officers of the penitentiary was read and amended by striking out '10 o'clock' and inserting '11 o'clock' and further amended by adding 'and also a major-general of the 5th division of the militia of

this state in place of major-general David Adams resigned' and concurred in as amended.

Ordered, that the secretary return the same to the house of representatives.

The resolution for the appointment of a joint committee to inquire into the expediency and constitutionality of the act of Congress, passed last session to amend an act laying additional duties on imposts, and to report by bill or otherwise, was concurred in.

Whereupon,

A committee was joined on part of senate consisting of messrs. Stocks, Crawford, Little, Allen and Montgomery.

The bills in said message and also the bill in the message of yesterday were read the first time.

On motion of mr. Wimberly,

Resolved, That the printing committee be requested to have printed two hundred copies of major general Newnan's report, also two hundred copies of brigadier general Harden's report for the use of the legislature, agreeable to a resolution of the military committee.

The hon. senator from Monroe county had leave of absence for a few days.

On motion of mr. Cleveland,

Resolved, That the joint committee on printing be and they are hereby instructed to contract for the printing of a sufficient number of the copies of the report of the joint committee on the penitentiary so as to furnish each member of the legislature with one copy, and that the expense be paid out of the printing fund.

The senate resolved itself into committee of the whole on the bill to establish a new market in the city of Augusta, mr. Gamble in the chair; the president resumed the chair, and mr. Gamble reported the bill without amendment.

The senate took up and agreed to the report.

And the bill was read the third time—

And on the question "Shall this bill now pass?" it was determined in the affirmative.

The yeas and nays being required are—yeas 29, nays 22.

Those who voted in the affirmative are

Messrs.

Beall	Groves	Powers
Blackstone	Iamkin	Remson
Bozeman	Little	Sellers
Burney	Mangham	Spann
Cleveland	Maxwell	Strawn
Coffee	Mitchell	Swain
Davies	Mobley	Taylor
Gamble	Phillips	Tennille

Walker
Wellborn

Wimberly
Wooten

Worthy

Those who voted in the negative are

Messrs.

Allen
Blackshear
Brown of Hancock
Cook
Crawford
Gibson
Gilmer
Gilmore

Hardee
Holt
Jones
Lockhart
McCrimmon
McKinne
Miller

Montgomery
Prince
Rawls
Sheffield
Stocks
Stokes
Whitehead

On motion,

That the senate do adjourn.

The yeas and nays being required are--yeas 22, nays 24.

Those who voted in the affirmative, are

Messrs.

Blackshear
Bozeman
Brown of Hancock
Burney
Coffee
Cook
Crawford
Gibson

Gilmer
Gilmore
Hardee
Jones
Lamkin
Mangham
McCrimmon

McKinne
Prince
Remson
Spanu
Stocks
Tennille
Wellborn

Those who voted in the negative are

Messrs.

Allen
Beall
Blackstone
Cleveland
Davies
Gamble
Groves
Holt

Little
Lockhart
Maxwell
Miller
Mitchell
Montgomery
Phillips
Powers

Rawls
Sheffield
Strawn
Taylor
Walker
Whitehead
Wimberly
Wooten

Mr Davies had leave to introduce instanter a bill more particularly to define the qualifications of voters for aldermen of the city of Savannah.

Which was read the first time.

The senate adjourned until to morrow morning, 10 o'clock.

SATURDAY, 4th December, 1824.

Mr. Gilmore moved to reconsider so much of the Journal of yesterday as relates to the passage of a bill to authorise the establishment of a new market-house in the city of Augusta.

Which was determined in the negative.

The yeas and nays being required, are—yeas 25, nays 27.

Those who voted in the affirmative are

Messrs.

Baker	Holt	Powers
Blackshear	Jones	Prince
Brown of Hancock	Little	Rawls
Cook	Lockhart	Sheffield
Crawford	Maxwell	Stokes
Davies	McKinne	Taylor
Gibson	Miller	Whitehead
Gilmer	Montgomery	Wimberly
Gilmore		

Those who voted in the negative are

Messrs.

Allen	Hardee	Spann
Beall	Lampkin	Stocks
Blackstone	Mangham	Strawn
Bozeman	McCrimmon	Swain
Burney	Mitchell	Tennille
Cleveland	Mebley	Walker
Coffee	Phillips	Wellborn
Gamble	Remson	Wooten
Groves	Sellers	Worthy

Mr. Bozeman called up the report of the committee of the whole on the bill to amend an act entitled an act authorising the inferior courts in each county in this state to establish ferries and bridges, &c. passed 6th December, 1805.

A petition of sundry citizens of Baldwin county being presented and read,

The report was read and agreed to.

Mr. Stokes from the committee on enrollment reported as duly enrolled and signed by the speaker of the house of representatives, the following acts :

An act for the temporary relief of purchasers of fractional surveys, lots or islands at the sales in this state.

An act prescribing the mode of partitioning such lots of land drawn in the land lottery authorised by an act passed the 15th day of May 1821,

as have been or may be declared by judgment of court to be fraudulently drawn.

An act to provide for the trial of claims of slaves levied on under execution.

An act to revise and amend the several land acts now in force in this state in relation to vacant lands and lands surveyed on head rights and bounty warrants.

An act to authorise the superior courts of this state to appoint persons to assign and set off dower and to prescribe the mode of proceeding therein.

And an act to establish election districts in the county of Glynn, and to punish those persons who may vote at more than one place on the same day.

Which were presented to and severally signed by the president of the senate.

Ordered that the committee on enrollment do carry said acts to his excellency the governor for his assent.

The following communication was received from his excellency the governor, by mr. Pierce his secretary :

EXECUTIVE DEPARTMENT, GEORGIA, }
Milledgeville, 4th Dec. 1824. }

I make known to the legislature the existence of a vacancy in the 1st brigade of the 5th division of militia, occasioned by the resignation of brigadier general Shorter, received at this department yesterday.

Signed,

G. M. TROUP.

On motion of mr. Stocks,

Resolved, That the senate and house of representatives will convene in the representative chamber on Monday next at 11 o'clock for the purpose of proceeding to the election of a brigadier-general of the 1st brigade of the 5th division of Georgia militia, to fill the vacancy occasioned by the resignation of general R. C. Shorter.

Mr. Davies presented the petition of sundry citizens of McIntosh county, praying the relief of two individuals therein named—which was read and referred to the committee on the state of the republic.

The bill authorising George A. Brown to keep a ferry across the Ocmulgee river near the Long Shoals, on his own land.

The bill to appoint trustees of the Jasper county academy and to incorporate the same, and also to grant a lottery for the benefit thereof; and

The bill to authorise the volunteer company in the county of Jones, commonly called the Clinton Independent Blues, to receive members from the 31st regiment, &c.

Were read the 2d time and ordered for a third reading.

The following bills were read the second time and ordered for a committee of the whole.

A bill to repeal the fifth section of an act entitled an act to carry into effect the penal code, and to repeal the 4th section of an act entitled an act to carry into effect the penal code.

A bill more particularly to define the qualification of voters for aldermen of the city of Savannah.

A bill to establish and regulate district elections in the county of Pulaski, and to punish those who may attempt to defeat the same.

And a bill to amend an act entitled an act to amend the estray laws of this state, so far as relates to the time of advertising and tolling horned cattle, sheep, goats or hogs before they are sold, passed the 20th of Dec 1823.

The bill to raise a tax for the support of government for the year 1825, was made the order of the day for Wednesday next.

The following bills were read the third time and passed.

A bill to change the time of holding the superior court in the county of Burke, so far as relates to the spring term of said court.

A bill to repeal an act to compel the clerks of the superior courts to keep their offices at the court house of their respective counties, or within one mile thereof, so far as respects the county of Decatur.

A bill to incorporate the Savannah St. Andrew's Society.

A bill to authorise the inferior court of Monroe county to make and convey titles to certain lots or parts of lots in the town of Forsyth, to the Baptist and other religious societies; and

A bill to incorporate the Huntsville academy in Jasper county.

The senate resolved itself into committee of the whole on the bill to authorise William Garner to build a dam on Chatahoochie river, and cut a canal from the same, mr. Taylor in the chair, the president resumed the chair, and mr. Taylor reported the bill without amendment.

Ordered, that the report lie on the table.

The senate resolved itself into committee of the whole on the bill to compel executors, administrators and guardians to account for the interest of monies appropriated to their own use belonging to minor children, mr. Montgomery in the chair. The president resumed the chair, and mr. Montgomery reported progress and had leave to sit again.

The senate resolved itself into committee of the whole on the bill for the relief of John Burgess, mr. Powers in the chair. The president resumed the chair and mr. Powers reported they had disagreed to the bill.

The senate took up and agreed to the report.

The senate resolved itself into committee of the whole on the bill to separate and divorce Ann Ware and George Ware her husband,

mr. Mangham in the chair. The president resumed the chair, and mr. Mangham reported the bill without amendment.

The senate took up and agreed to the report.

The bill was read the third time.

And on the question 'Shall this bill now pass?' there not being a constitutional majority the bill was rejected.

The yeas and nays being required, are—yeas 27, nays 22.

Those who voted in the affirmative are

Messrs.

Allen	Groves	Strawn
Baker	Hardee	Swain
Beall	Lamkin	Tennille
Bozeman	Mangham	Walker
Brown of Hancock	Mitchell	Wellborn
Burney	Phillips	Whitehead
Coffee	Remson	Wimberly
Gamble	Spann	Wooten
Gilmore	Stocks	Worthy

Those who voted in the negative, are

Messrs.

Blackshear	Holt	Powers
Blackstone	Little	Prince
Cleveland	Lockhart	Rawls
Cook	Maxwell	Sellers
Crawford	McCrimmon	Shetfield
Davies	Mobley	Stokes
Gibson	Montgomery	Taylor
Gilmer		

The senate resolved itself into committee of the whole, on the bill to be entitled an act to amend the law prohibiting slave from selling certain articles without license, mr. Groves in the chair. The president resumed the chair, and mr. Groves reported the bill without amendment.

The senate took up and agreed to the report.

And the bill was read the third time and passed.

The bill to repeal an act entitled an act to regulate the intercourse between the banks incorporated by the general assembly of the state of Georgia and the bank of the United States and the branches thereof, so far as regards the demands which may be made for specie by the latter upon the former, &c.

Was made the special order of the day for Tuesday next.

The senate resolved itself into committee of the whole on the bill to exempt all aliens residing or at any time being within the state of Georgia from the performance of ordinary militia duty, and other military duty except the duties hereinafter specified, mr. Coffee in

the chair. The president resumed the chair, and mr. Coffee reported the bill without amendment.

The senate took up and agreed to the report.

The bill was read the third time and passed.

The bill to prescribe the mode of choosing the electors of President and Vice President of the United States to which this state is entitled by the constitution of the United States was made the order of the day for Thursday next.

The senate adjourned until Monday morning, 10 o'clock.

MONDAY, 6th December, 1824.

A message was received from the house of representatives by mr. Dawson their clerk,

Mr. President.

The house of representatives have agreed to the amendments proposed by senate to the bill of the house to alter and amend an act entitled an act to impose a tax on pedlars and other itinerant traders passed 9th day of December, 1819.

To the amendments to the bill to entitle the incorporated academies of Oglethorpe to their full dividend of the fund set a part for county academics.

To the amendments to the bill to authorise Anderson C. Middlebrooks and John W Graves to establish a toll bridge over the Apalachie river at or near Hick's Ford.

The house of representatives have agreed to the amendments of senate to the resolution in favor of Seaton Grantland.

They have concurred in the resolution in favor of William W. Oliver, tax-collector of Scriven county.

In the report of the committee on the state of republic, on the republic, on the resolution of Ohio relative to the abolition of slavery.

In the report and resolutions made by the committee on the state of the republic on the resolution of the state Mississippi expressive of the senate of that state on that part of the message of the president of the United States in reference to certain views imputed to the principal powers of Europe.

In the resolution of the joint committee on agriculture and internal improvement relative to the improvement of the navigation of Briar Creek.

In the report of the committee on the state of the republic relative to the correspondence between the governor of this state and the United States, on the subject of citizens claims against the Indians.

In the report of the committee on the state of the republic on the memorial of the steam-boat company.

They have agreed to the amendments of senate to the resolution in favor of William W. Brown.

To the amendments to the bill of the house to alter and amend the fourth section of an act to alter and amend the road laws of Glynn passed 1821, and to increase the number of commissioners therein.

To the amendments to the bill to establish a ferry on the Alatamaha at a place called Man's ferry in the county of Appling.

They have concurred in the report of the joint committee on agriculture and internal improvement on the subject of the navigation of the Savannah river.

In the report of the committee on agriculture and internal improvement on the report of the commissioners of the Oconee navigation.

The house has agreed to the amendments of senate to the resolution in favor of George Stapleton.

They have concurred in the resolution relative to the election of a brigadier general.

The house has agreed to a resolution in favor of James Lasseter a revolutionary soldier.

To one in favor of Henry Mitchell of Franklin county.

To one in favor of William Kemp a revolutionary soldier.

To which they desire concurrence.

And they have passed the following bill of senate, to-wit :

A bill to alter and fix the time of holding the superior courts of the counties of Baldwin and Wilkes, and the inferior courts of the counties of Elbert and Madison.

They have agreed to the amendments made by senate to the resolution relative to the election of certain bank directors and the officers of the penitentiary on this day.

They have agreed to a resolution relative to the compensation of those individuals who took the late census of this state.

To which they desire concurrence.

And he withdrew.

On motion of Mr. Stocks,

The hon. senator from the county of Bryan had leave of absence after to day for the balance of the session.

A message was received from his excellency gov. Troup, by Mr. Pierce his secretary, informing the senate that he had approved and signed, a resolution which originated in it, appointing this day at 11 o'clock A. M. for the election of a brigadier general of the first brigade of the fifth division of Georgia militia.

A committee from the house of representatives composed of Messrs. Holt, Law, Lumpkin, Kenan and Burnside, to impeach at the bar of senate the fraction selling commissioners, appeared and delivered, as follows :

Mr. President, and Gentlemen of Senate,

We are directed by the house of representatives to impeach at the bar of the senate John Loving, Samuel Jackson and Fleming F. Adrian, commissioners appointed by a joint ballot of both branches of the legislature for the sale of fractional surveys, of divers high crimes and misdemeanors, to-wit:

Of embezzling the public funds and property, and of altering and obliterating public securities.

And we do hereby, in the name of all the citizens of this state, impeach the said John Loving, Samuel Jackson and Fleming F. Adrian of malpractice in office, to wit: for the embezzlement of public money and property accordingly—and for the alteration of public securities also. And we do demand in the name of the house of representatives and of all the citizens of this state, that the said John Loving, Samuel Jackson and Fleming F. Adrian shall be sequestered from all offices and appointments unless duly delivered by judgment of the senate, and that in due time the senate shall be furnished with articles of impeachment against the said John, Samuel and Fleming F.

And we are further directed to submit to the wisdom of the senate, whether it might not be proper at this time to take into custody the bodies of the said John Loving, Samuel Jackson and Fleming F. Adrian by virtue of warrants to be issued by the president of the senate, by the order or resolution of your honorable body.

And they withdrew.

A message was received from the house of representatives by Mr. Dawson their clerk, informing the senate that the house of representatives were ready to receive this branch of the legislature in their chamber and to proceed to the several elections agreeably to concurred resolutions.

Whereupon the president and members of the senate repaired to the chamber of the house of representatives and being seated both branches of the general assembly proceeded by joint ballot to the election of two directors on the part of the state for the Planter's bank; and on counting out the votes it appeared that John H. Morell and Calvin Baker, Esqrs. were duly elected.

They then proceeded in like manner to the election of six directors on the part of the state for the Bank of the State of Georgia, and on counting out the votes it appeared that William B. Bullock, Charles Harris, Mordecai Myers, Robert Taylor, George Schley and Joseph B. Herbert, Esqrs. were duly elected.

They proceeded in like manner to the election of five directors on the part of the state for the Bank of Darien; and on counting out the votes it appeared that George Atkinson, James Troup, James Smith, Thomas Spalding and James Dunwoody, Esqrs. were duly elected.

They then proceeded in like manner to the election of a principal keeper of the penitentiary; and on counting out the votes it appeared that Peter J. Williams was duly elected.

They then proceeded to the election of three inspectors of the penitentiary; and on counting out the votes it appeared that Edward Cary, William Green and Arthur Ginn were duly elected.

They proceeded in like manner to the election of a major-general to command the fifth division of Georgia militia, to fill the vacancy

occasioned by the resignation of major general Adams; and on counting out the votes it appeared that Reuben C. Shorter was duly elected.

They also proceeded in like manner to the elected of a brigadier-general of the first brigade of the fifth division, to fill the vacancy of Reuben C. Shorter, resigned; and on counting out the votes it appeared that John Wilson was duly elected.

The president and members returned to the senate chamber, and

The senate adjourned until to-morrow morning 10 o'clock.

TUESDAY, 7th December, 1824.

Mr. Bozeman from the joint committee on banks, to whom were referred the reports and exhibits of the different banks in this state, in which the state is a stockholder, made in conformity with the requisitions of a resolution of the legislature of this state, having had the same under consideration, laid on the table the following report—

That it does appear to your committee that the affairs of the Planters' Bank have been ably managed, and that the exhibit shews the bank not only to be solvent, but in a very prosperous condition. They consider the policy which has been adopted by the State Bank as a good and sound one, and they believe that the institution under its present management merits the full confidence of the state: they would however observe, that this bank and the Planters' bank have failed to comply with that part of the resolution of the 23d December 1823, which requires that an exhibit of the names of the parties, makers and endorsers of bad paper, be annually made to his excellency the governor.

The requirements of the resolution alluded to have been fully complied with by the Darien Bank. Your committee are of opinion that with proper management this institution will be enabled to sustain her credit, and to exhibit a wholesome and sound condition.

They have examined the exhibit of the Augusta Bank, and take much pleasure in stating that said exhibit presents a very sound and prosperous state of the affairs of said bank, and fully complies with the requisitions of the resolution of the last legislature. Your committee would recommend to the legislature the appointment of a committee with power to examine into the affairs of the different banks in which the state is a stockholder; to report to the next legislature. They would also recommend the repeal of so much of the resolution of 1823 as requires the names of individuals whose debts may be considered as bad or doubtful.

The senate took up the message of the house of representatives of yesterday—

The resolution in favor of James Lasseter a revolutionary soldier, and the resolution in favor of William Kemp a revolutionary soldier, were severally read and ordered to lie on the table.

The resolutions relative to the compensation of those individuals who took the late census of this state, was read and concurred in.

The resolution in favor of Henry Mitchell of Franklin county, was read, and on the question to concur therein, it was determined in the negative.

The yeas and nays being required thereon are—yeas 23 nays 24.

Those who voted in the affirmative are
Messrs.

Allen	Hardee	Strawn
Baker	Holt	Swain
Bozeman	Little	Tennille
Brown of Decatur	Mangham	Walker
Burney	Miller	Wellborn
Cleveland	Phillips	Wimberly
Gibson	Remson	Worthy
Groves	Spann	

Those who voted in the negative, are
Messrs.

Beall	Gilmore	Prince
Blackshear	Jones	Rawls
Brown of Hancock	Lamkin	Sellers
Cook	Lockhart	Sheffield
Crawford	McKinne	Stocks
Davies	Mitchell	Taylor
Gamble	Motley	Whitehead
Gilmer	Powers	Wooten

On motion of Mr. Stocks,

Resolved, That his excellency the governor be by message of senate informed of the communication yesterday received by this body from the house of representatives—And in conformity thereto he is hereby requested to sequester and suspend the said John Loving, Samuel Jackson and Fleming F. Adrian from all and every office which they or either of them now hold by authority of this state, until they shall answer such charges or articles of impeachment as the house of representatives shall exhibit against them, and they be therefrom duly delivered by judgment of the senate.

Resolved, That the president do appoint, subject to the approval of this house, three messengers, for the purpose of arresting the bodies of John Loving, Samuel Jackson and Fleming F. Adrian: And that the president do issue his warrants directed to the said messengers as well as to all other civil officers of this state, commanding them or either of them, in the name of this state, to take into his or their custody the said John Loving, Samuel Jackson and Fleming F. Adrian.

and cause them forthwith to be brought before the bar of the senate of the state of Georgia, then and there to answer such charges as have or shall be exhibited against them by the honorable the house of representatives of the said state, and further to be dealt with according to law and justice, and to abide by any further order of the senate therein, until they shall be duly delivered from said charges by judgment of the senate.

Mr. Prince laid on the table the following resolution :

Resolved, That the secretary be directed to have copies of the printed journals of the present and future sessions of the senate half bound in boards, in a cheap, plain and substantial manner, in volumes of convenient size, and keep them under his care for the use of the members.

Mr. Holt called up the resolution authorising and requesting his excellency the governor to suspend the proceedings on a mortgage *fi. fa.* against fractions, No. 285 and 292 in the 14th district of formerly Baldwin now Putnam county, until the 1st day of October next, &c. Which was read and agreed to.

The senate took up and agreed to the report of the committee of the whole on the bill to repeal an act to be entitled an act to regulate the intercourse between the banks incorporated by the general assembly of the state of Georgia, and the bank of the United States and the branches thereof, so far as regards the demands which may be made for specie by the latter upon the former, &c.

The bill was read the third time—

And on the question ‘Shall this bill now pass?’ it was determined in the negative.

The yeas and nays being required thereon, are—yeas 21, nays 24.

Those who voted in the affirmative are

Messrs.		
Beall	Gilmer	Rawls
Blackstone	Gilmore	Sheffield
Burney	Groves	Walker
Cleveland	Holt	Whitehead
Crawford	Mobley,	Wimberly
Davies	Powers	Wooten
Gamble	Prince	Worthy

Those who voted in the negative are

Messrs.		
Allen	Gibson	Remson
Baker	Jones	Sellers
Blackshear	Little	Spann
Bozeman	Lockhart	Stocks
Brown of Decatur	McKinne	Strawn
Brown of Hancock	Miller	Swain
Coffee	Mitchell	Taylor
Cook	Phillips	Tennille

The senate resolved itself into committee of the whole on the bill to incorporate the Georgia Canal Company, Mr. Stocks in the chair. The president resumed the chair, and Mr. Stocks reported progress and had leave to sit again.

The president appointed William Christian, John H. Lawson, and John U. Brown, special messengers (agreeable to resolution) to execute his warrants on the bodies of Fleming F. Adrian, John Loving and Samuel Jackson.

Whereupon,

The president signed triplicate warrants, in the form and substance following, to-wit:

STATE OF GEORGIA.

The hon. Allen B. Powell, president of the senate of said state in General Assembly met, to William Christian, John H. Lawson and John U. Brown, messengers appointed by a resolution of the senate for that special purpose, or to either of them, and to all and every of the civil officers of this state, greeting:

Whereas, the senate, by a communication from the house of representatives dated the 6th day of December instant, transmitted by a committee from that body, have been informed in the following words:

Mr. President and gentlemen of the Senate.

We are directed by the house of representatives to impeach at the bar of the senate John Loving, Samuel Jackson and Fleming F. Adrian, commissioners appointed by a joint ballot of both branches of the legislature for the sale of fractional surveys, of divers high crimes and misdemeanors, to-wit: of embezzling the public funds and property, and of altering and obliterating public securities. And we do hereby in the name of all the citizens of this state, impeach the said John Loving, Samuel Jackson and Fleming F. Adrian of mal-practice in office, to-wit, for the embezzlement of public money and property accordingly, and for the alteration of public securities also: And we demand in the name of the house of representatives and of all the citizens of this state, that the said John Loving, Samuel Jackson and Fleming F. Adrian shall be sequestered from all offices and appointments, unless duly delivered by judgment of the senate. And that in due time the senate shall be furnished with articles of impeachment against the said John, Samuel and Fleming F. And we are further directed to submit to the wisdom of the senate whether it might not be proper at this time to take into custody the bodies of the said John Loving, Samuel Jackson and Fleming F. Adrian, by virtue of warrants to be issued by the president of the senate, by the order or resolution of your honorable body.

And whereas the senate has resolved that the president do issue his warrants against the said John Loving, Samuel Jackson and Fleming F. Adrian, on the information contained in the said communication.

These are, therefore, in the name of the state of Georgia, to command you the said William Christian, John H. Lawson and John U.

Brown, or either of you, and all and every of the civil officer or officers in the said state, to take into custody the said John Loving, Samuel Jackson and Fleming F. Adrian, or any or either of them, and conduct him or them before the bar of the senate of the state aforesaid, then and there to answer such charges as have and shall be exhibited against them by the hon. the house of representatives, and further to be dealt with according to law and justice, and abide by any further order of the senate therein until he or they shall be duly delivered from said charges by judgment of the senate. And for you and each of you so doing, this shall be to you and each of you sufficient authority.

Given under my hand and seal in the Senate chamber, this the 7th day of December, in the year of our Lord one thousand eight hundred and twenty-four.

Signed,

ALLEN B. POWELL,
President of the Senate.

The senate adjourned until to-morrow morning 10 o'clock.

WEDNESDAY, 8th December, 1824.

On motion of mr. Cleveland,

The senate reconsidered so much of the journal of yesterday as relates to the disagreement of senate in the resolution of the house of representatives in favor of Henry Mitchell of Franklin county.

On motion of mr. Gamble,

The senate reconsidered so much of their journal as related to the rejection of the bill to repeal an act entitled an act to regulate the intercourse between the banks incorporated by the General Assembly of the state of Georgia and the Bank of the United States and the branches thereof, so far as regards the demands which may be made for specie by the latter upon the former, &c.

Ordered, that the said bill lie on the table.

Mr. Jones laid on the table the following resolution :

Resolved, That the inspectors of the penitentiary shall not act as contractors for that institution.

The senate took up the resolution of the house of representatives in favor of Henry Mitchell of Franklin county, which was amended and concurred in.

Ordered, that the secretary carry the same to the house of representatives for their concurrence.

The senate again resolved itself into committee of the whole on the bill to incorporate the Georgia Canal Company, Mr. Stocks in the chair. The president resumed the chair, and Mr. Stocks reported that they had gone through the bill with amendment.

Ordered, that the report do lie on the table.

The senate resolved itself into committee of the whole on the bill to divide the county of Appling, Mr. Jones in the chair. The president resumed the chair, and Mr. Jones reported the bill without amendment.

The senate took up and agreed to the report.

The bill was read the third time—

And on the question, 'Shall this bill now pass?' it was determined in the affirmative.

The yeas and nays being required, are—yeas 42, nays 6.

Those who voted in the affirmative, are

Messrs.

Beall	Groves	Remson
Blackstone	Hardee	Sheffield
Blackshear	Holt	Spann
Bozeman	Jones	Stocks
Brown of Decatur	Little	Strawn
Burney	Lockhart	Swain
Cleveland	Mangham	Taylor
Coffee	McCrimmon	Tennille
Cook	McKinne	Walker
Davies	Miller	Wellborn
Gamble	Mitchell	Whitehead
Gibson	Phillips	Wimberly
Gilmer	Powers	Wooten
Gilmore	Rawls	Worthy

Those who voted in the negative, are

Messrs.

Allen	Brown of Hancock	Montgomery
Baker	Crawford	Stokes

A message by Mr. Pierce was received from his excellency the governor, informing the senate that his excellency the governor had approved and signed the following resolutions which originated in this branch of the legislature:

One, requesting his excellency the governor, after the first day of June next, to send some competent mathematician to examine the first district of Dooly county, and report whether the same has been surveyed according to law, and if found not to be surveyed to have it surveyed, giving to Murdock McLeod the district surveyor ninety days notice of such examination.

One, disapproving the resolutions of the state of Ohio, proposing the emancipation of slaves, passed on the 17th of January 1824, and

requesting his excellency the governor to transmit a copy of said resolution to the executives of each of the United States.

One, directing the board of commissioners appointed to superintend the improvement of the navigation of Savannah river from the town of Petersburg to the village of Andersonville, to exercise their best judgments in completing the navigation of that section of said river, so far as the funds in their hands shall extend.

One, on the subject of the correspondence between the governor and the government of the United States in relation to claims of the citizens of this state against the Creek nation of Indians.

One, on the subject of the resolution of the state of Mississippi, expressive of the sense of the legislature of that state on that part of the late message of the president of the United States to congress, which announces the policy intended to be pursued by the United States in reference to certain views imputed to the principal powers of Europe.

One, highly complimenting the commissioners of the Oconee river forming the Oconee Navigation Association, for their strict attention and indefatigable exertions in promoting the interest of the state, as respects the improvement of said river.

One, requiring the comptroller general to issue a new execution against Wm. W. Oliver, formerly tax collector of Scriven county, for the amount due by him to the state, and forward the same without delay to the attorney-general of the state.

One, on the subject of the improvement of the navigation of Brier creek.

One, on the subject of the steam boat company of Georgia.

And that he has assented to the act to provide for the trial of claims of slaves levied on under executions.

Ordered, that the committee on enrollment do carry said acts to the secretary of state's office and see the great seal of this state affixed thereto.

Mr Stokes from the committee on enrollment reported as duly enrolled and signed by the speaker of the house of representatives, the following acts.

An act to establish and make permanent a ferry on the Altamaha river at the place called Man's ferry, and to vest the right in Sterling Jones and Samuel Pitts of Warren county, proprietors thereof.

An act further defining the duties of collectors of taxes.

An act to vest the powers of the commissioners of the court-house and jail of Laurens county in the inferior court of said county.

An act to authorise the justices of the inferior court of Henry county to convey to the trustees of the Henry county academy a part of the lands heretofore purchased for county purposes, for the purpose of erecting thereon an academy edifice.

An act to authorise James Kemp to establish a ferry across the Altamaha river, on his own land.

An act to repeal a law passed in the year 1817, prohibiting the introduction of slaves only on certain conditions.

An act to authorise the justices of the inferior court for the county of Fayette out of any lands by them heretofore purchased for county purposes and not otherwise appropriated to convey to the trustees of Fayette county academy such portion thereof as may be deemed necessary for the purpose of erecting an academy edifice thereon.

An act to legitimate and change the names of Winney B., James F. and William A. Osburn to that of Winney B., James F. and Wm A. Nusom.

An act for the relief of Thomas Foley.

An act to incorporate Clarkesville academy in the county of Harbersham.

An act to alter and amend an act entitled an act for the relief of James Dudley.

An act to incorporate the Huntsville academy in Jasper county

An act to entitle the incorporated academies of Greene and Oglethorpe counties to their full dividend of the funds set apart for county academies.

An act to keep open, remove and prevent obstructions in the Ochoo-pie river calculated to prevent the free passage of fish of said river, so far as respects the counties of Tattnall and Emanuel.

An act to alter and amend the fourth section of a road act passed the 23d Dec 1822, for the county of Glynn, and add two commissioners to the board and to compel one half of the hands residing on Colonel's Jekyl and Blythe islands to work on certain cuts.

An act to exempt all aliens residing or at any time being within the state of Georgia from the performance of ordinary militia duty or other military duty except the duties hereinafter specified.

An act to establish and regulate district elections in the county of Bryan, and to punish those who may attempt to defeat the same.

An act to appoint trustees of the Wilkinson county academy and to incorporate the same

An act to vest in the Hibernian society of the city of Savannah all monies arising from the sales of escheated estates of Irishmen of the county of Chatham.

An act to incorporate the Clayton academy in Rabun county, and to appoint trustees for the same.

An act to lay off Emanuel county and Tattnall into election districts.

An act to alter and amend an act entitled an act to impose an additional tax on peddlars and other itinerant traders, passed 9th day of December 1819.

An act to authorise Anderson C. Middlebrooks of Morgan county, and John W. Graves of Clarke county, to establish a toll bridge over the Appalachee river, at or near Hicks' ford, and Richard S. Park of the county of Morgan to erect a toll bridge over the Oconee river, at or near his mills.

An act to alter and change the name of John Early W. Preskitt to that of John Early W. Oliver.

An act to incorporate the Fayetteville academy in the county of Fayette, and to appoint trustees for the same.

An act to incorporate the Henry county academy and to appoint trustees for the same, and

An act to incorporate the Lawrenceville academy in the county of Gwianett, and to appoint trustees for the same.

Which were severally presented to and signed by the president of the senate.

Ordered that the committee on enrollment do carry said acts to his excellency the governor for his assent.

The senate took up and agreed to the report on the bill to authorise William Garner to build a dam on Chatahoochie river, and cut a canal from the same. The bill being amended by unanimous consent, was read the third time—

And on the question "Shall this bill now pass?" it was determined in the affirmative.

The yeas and nays being required are—yeas 26, nays 20.

Those who voted in the affirmative are

Messrs.

Baker	Holt	Strawn
Beall	Lockhart	Swain
Bozeman	Mangham	Tennille
Brown of Decatur	McCrimmon	Walker
Cleveland	McKinne	Wellborn
Gamble	Remson	Whitehead
Gilmer	Sheffield	Wooten
Gilmore	Spann	Worthy
Groves	Stocks	

Those who voted in the negative are

Messrs.

Allen	Gibson	Powers
Blackshear	Hardee	Prince
Brown of Hancock	Jones	Rawls
Coffee	Little	Stokes
Cook	Miller	Taylor
Crawford	Mitchell	Wimberly
Davies	Montgomery	

The hon. senator from the county of Tatnall had leave of absence for a few days.

The senate adjourned until to morrow morning, 10 o'clock.

THURSDAY, 9th December, 1824.

On motion of Mr. Stocks,

The senate reconsidered so much of their journal as related to the passage of a bill authorising Wm. Garner to build a dam on Chatahoochie river and cut a canal from the same.

The hon. senator from the county of Madison had leave of absence for a few days.

Mr. Montgomery laid on the table the following resolution :

Resolved, That the committee on public education and free schools do examine, digest and propose some plan of distribution by which his excellency the governor may be assisted in apportioning the poor school fund, or proceeds thereof, amongst the several counties not having taken the census agreeably to an act of the general assembly, passed on the 22d December, 1823.

The senate took up the report and resolution of the house of representatives in favor of Amos Richardson and concurred therein.

The yeas and nays being required, are—yeas 28, nays 22.

Those who voted in the affirmative, are
Messrs.

Allen	Groves	Phillips
Baker	Jones	Rawls
Beall	Lampkin	Spann
Blackstone	Little	Strawn
Bozeman	Lockhart	Tennille
Burney	Mangham	Walker
Coffee	McKinne	Wellborn
Davies	Miller	Whitehead
Gamble	Montgomery	Worthy
Gibson		

Those who voted in the negative, are
Messrs.

Blackshear	McCrimmon	Stocks
Brown of Hancock	Mitchell	Stokes
Cleveland	Mobley	Swain
Cook	Powers	Taylor
Crawford	Remson	Tigner
Gilmer	Sellers	Wimberly
Hardee	Sheffield	Wooten
Holt		

Mr. Brown of Hancock from the committee on finance to whom was referred the petition of Emanuel Wamberzie. Reported—

That they have had the said petition under their mature consideration, but from the long standing of said claim and no proof being before them that the said Emanuel Wamburzie did in time make suitable endeavours to find said land as mentioned in his deed from the commissioners of confiscated property, and believing that the claim of said Wamburzie is at this time unreasonable, and ought not to be granted. They therefore submit the following resolution.

Resolved, That the petition of Emanuel Wamburzie is unreasonable, and ought not to be granted.

Which was read and ordered to lie on the table.

Mr. Brown from the committee on finance to whom was referred the petition of John Pugsley, and its accompanying documents, Reported—

That after examining the tax-book of Jefferson county for the year 1813, 1814 and 1818, find that the said John Pugsley gave in his taxable property in that county, and on examining the tax book of Burke county for the same years, find that said John Pugsley was returned as a defaulter for the year 1813, \$24, for the year 1814, \$12, and for the year 1818, \$11 12½. The tax collector's receipt for Burke county for 1813 and 1814, is \$36, and for 1818, \$23 68½, and in the year 1818, there is another receipt from Burke county for \$10 30.

Your committee therefore believe the petition to be reasonable and just and ought to be granted. They therefore recommend the following resolution.

Resolved by the Senate and House of Representatives in General Assembly met, That the sum of \$69, be and the same is hereby appropriated for and to be paid to John Pugsley, to repay to him the sum wrongfully paid by him as taxes for the years 1813, 1814 and 1818, and that the same be provided for in the appropriation law, to be paid out of any money in the treasury not otherwise appropriated.

Which was read and agreed to.

Mr. Cleveland from the joint committee on public education and free schools, to whom was referred a resolution from senate directing an inquiry into the propriety of amending or explaining the several laws now in force in relation to the *Senatus Academicus*, and the accountability of county academies to the same, and a uniform method of their reports, Reported—

That they have had the same under consideration and take leave to offer the following remarks.

The charter of the University invests the general superintendence of the literature of the state to the *Senatus Academicus*, which body under the law is force on that subject is constituted of the governor of the state for the time being, the president of the senate, the speaker of the house of representatives, the senators from each county, except the one from which the speaker of the house may be, and the trustees of the University of the state.

The duty of this body when convened is to consult and advise, not only upon the affairs of the University, but also to remedy the defects and advance the interests of literature throughout the state in general—and in order that correct information may be had, it is made the duty of the members to obtain information and acquaintance with

the state and regulation of seminaries of learning in their respective counties, that they be thus possessed of matter whereon to deliberate and act.

In the 14th section of the charter it is declared that all public schools instituted or to be supported by funds or public monies in this state, shall be considered as parts or members of the University, and shall be under the foregoing regulations.

In the 15th section of said charter it is made the duty of the president or some of the college faculty to visit at least once in each year, the several county academies and examine into their order and performances. In our widely extended country and increasing number of seminaries this regulation appears to be impracticable, and has grown out of use—and as information in this way cannot be had, the committee recommend the following resolution.

Resolved, That hereafter it shall be the duty of the trustees of all academies in this state which derive a part or the whole of their support from the state funds, to make an annual report to the senators of the county in which such academy may be, of the following form.

1st. The number, and salaries of instructors.

2d. The number of scholars.

3d. The annual income.

4th. Branches of learning taught in each.

Together with any material changes which may have taken place since the last report.

Resolved further, That if any academy shall fail to make such report in time for it to be laid before the Senatus Academicus, such academy shall be debarred from any further aid from the funds which now are or may be hereafter set apart for that purpose, until such report shall be made as herein contemplated.

Which was read and agreed to.

Mr. Cleveland from the committee on public education and free schools who were instructed to inquire into the expediency of making an appropriation for the Savannah free school society, laid on the table the following Report—

That by the laws heretofore passed by the legislature provision has been made for the education of poor children, by which provision the county of Chatham will be entitled to a portion of the funds set apart for this important purpose. The committee therefore see no reason for making any special appropriation to aid said society, and therefore request that they be discharged from the further consideration of the subject referred to them.

Mr. Davies had leave to introduce instantler, a bill to vest the poor school fund of the county of Chatham in the Savannah free school society.

Which was read the first time.

Mr. Prince called up the resolution directing the secretary to have copies of the printed journals of the present and future sessions of the senate half bound in boards, &c.

Ordered that said resolution lie on the table the balance of the session.

The bill to authorise Wm. Garner to build a dam on Chatahoccie river, and cut a canal from the same, was recommitted to a committee of the whole.

A message was received from the house of representatives by mr. Dawson their clerk.

Mr. President,

The house of representatives have passed the following bills, to-wit:

A bill for the laying off and further sale of lots in the town of Macon.

A bill to alter and amend an act more effectually to define the duties of the adjutant-general, division and brigade-inspectors and to regulate their pay, passed 17 Dec. 1823.

A bill to appropriate monies for the support of government during the political year, 1825.

A bill to amend the third section of an act entitled an act pointing out the duties of sheriffs in selling lands under execution, passed the 22d day of December, 1808.

A bill to establish and fix the name of the Mineral Spring academy in the county of Wayne, and to incorporate the trustees thereof.

And a bill to authorise certain commissioners therein named to establish a lottery for the purpose of raising the sum of twenty thousand dollars to be appropriated to the building of a masonic hall in the city of Augusta.

And they have agreed to resolutions relative to the counties which have not yet returned their amount of the census, and to certain bank dividends.

To which they desire concurrence.

The house of representatives have also passed the following bills, to-wit:

A bill defining the duties of officers and plaintiffs in collecting money and pointing out the mode of trials of disputes arising thereon.

A bill to alter and amend an act entitled an act to incorporate the town of Clinton in the county of Jones, and for appointing commissioners for the better regulation and government of the town passed 4th day of December, 1816.

A bill amending the several acts incorporating the town of St. Mary's.

And a bill to authorise the justices of the inferior court of the county of Hall to remit a fine incurred by Ezekiel Treadway.

The senate took up the message and the bills therein contained were severally read the first time.

The senate also concurred in the resolution contained in said message.

The senate took up the report of the committee of the whole on the bill to incorporate the Georgia Canal Company.

The thirteenth section of the bill being under consideration,

Mr. Coffee moved to strike out the words, "the twenty-fifth day of December, 1825," and insert "the first day of August, 1826."

And on the question to agree to the amendment as proposed it was determined in the negative.

And the yeas and nays being required are—yeas 24, nays 27.

Those who voted in the affirmative, are
Messrs.

Allen	Cook	Sellers
Baker	Lamkin	Strawn
Beall	Little	Swain
Blackstone	McKinne	Tennille
Bozeman	Mitchell	Wellborn
Barney	Mobley	Wooten
Cleveland	Phillips	Worthy
Coffee	Remson	

Those who voted in the negative are
Messrs.

Blackshear	Jones	Sheffield
Brown of Decatur	Lockhart	Spann
Brown of Hancock	Mangham	Stocks
Crawford	McCrinmon	Stokes
Gambie	Miller	Taylor
Gibson	Montgomery	Tignor
Gibber	Powers	Walker
Hardee	Prince	Whitehead
Holt	Rawls	Wimberly

The thirteenth section was amended to read as follows :

And be it further enacted, That all lands within five miles of the intended canal, and within three hundred feet of its navigable artificial feeders if any, *Provided*, such feeders do not injure the navigation of any water courses that now are or hereafter may be made navigable by the state, which shall not be granted on the twenty fifth day of December, 1825, shall be reserved to be used by the company in the construction thereof, and shall be granted progressively to the company in fee simple as the canal shall be progressively completed, which lands when granted shall be free from taxes for ten years: *Provided*, That no such grants shall issue until twenty miles or more of such canal shall have been in full operation at least one year: *And provided*, That nothing herein contained shall operate against the rights of orphans, idiots or lunatics, and until twelve months from and after such disability shall have been removed: *And provided further*, That nothing in this act shall extend to lands to which the Indian title has not been extinguished, and the same has been laid out into counties: *And provided also*, That no grants shall be issued

to said company for any lands except for the lands within five miles of that part of the canal which shall previously have been rendered navigable for boats of twenty five tons burden.

And on the question to agree to the section as amended it was determined in the affirmative.

And the yeas and nays being required are—yeas 37, nays 12.

Those who voted in the affirmative are

Messrs.

Blackshear	Little	Sheffield
Bozeman	Lockhart	Spann
Brown of Decatur	Mangham	Stocks
Brown of Hancock	McKinne	Stokes
Cook	Miller	Strawn
Davies	Mitchell	Taylor
Gamble	Mobley	Tennille
Gibson	Montgomery	Tignor
Gilmer	Powers	Walker
Groves	Prince	Wellborn
Hardee	Rawls	Whitehead
Holt	Remson	Wimberly
Jones		

Those who voted in the negative are

Messrs.

Allen	Burney	McCrimmon
Baker	Cleveland	Phillips
Beall	Coffee	Swain
Blackstone	Crawford	Wooten

The report being further amended was agreed to.

The bill read the third time—

And on the question 'Shall this bill now pass?' it was determined in the affirmative.

And the yeas and nays being required, are—yeas 38, nays 13.

Those who voted in the affirmative are

Messrs.

Baker	Jones	Remson
Blackshear	Lampkin	Sheffield
Blackstone	Little	Spann
Bozeman	Lockhart	Stokes
Brown of Decatur	Mangham	Taylor
Brown of Hancock	McKinne	Tennille
Burney	Miller	Tignor
Cook	Mitchell	Walker
Gamble	Mobley	Whitehead
Gibson	Montgomery	Wimberly
Gilmer	Powers	Wooten
Groves	Prince	Worthy
Hardee	Rawls	

Those who voted in the negative are

Messrs.		Sellers
Allen	Davies	Stocks
Beall	Holt	Strawn
Cleveland	McCrimmon	Swain
Coffee	Phillips	
Crawford		

The honorable senator from the county of Dooly had leave of absence for a few days.

Mr. Blackshear had leave to introduce instantler, a bill to organize Appling and Ware counties.

Which was read the first time.

The President laid before senate a communication from the comptroller-general inclosing the copy of a letter from the solicitor-general of the Flint circuit

Which was read and referred to the committee on finance.

The senate adjourned until to-morrow morning 10 o'clock.

FRIDAY, 10th December, 1824.

Mr. Crawford moved to reconsider so much of the journal of yesterday as related to the passage of a bill to incorporate the Georgia canal company.

Which was determined in the negative.

The yeas and nays being required, are—yeas 19, nays 31.

Those who voted in the affirmative, are

Messrs.		
Allen	Crawford	Phillips
Beall	Davies	Sellers
Blackstone	Groves	Stocks
Brown of Decatur	Holt	Strawn
Brown of Hancock	McCrimmon	Swain
Cleveland	Montgomery	Wimberly
Coffee		

Those who voted in the negative are

Messrs.		
Baker	Bozeman	Cook
Blackshear	Burney	Gamble

Gibson	Mitchell	Taylor
Gilmer	Mobley	Tennille
Hardee	Powers	Tignor
Jones	Prince	Walker
Little	Remson	Wellborn
Lockhart	Sheffield	Whitehead
Mangham	Spann	Wooten
McKane	Stokes	Worthy
Miller		

On motion of mr. Baker,

The hon. senator from the county of Bullock had leave of absence after Tuesday next for the balance of the session.

The senate took up the bill for the relief of John Rawles and Willis Gross—

And on motion, to lay it on the table for the balance of the session, it was determined in the affirmative.

The yeas and nays being required, are—yeas 27, nays 24.

Those who voted in the affirmative are

Messrs.

Baker	Gilmer	Sellers
Beall	Groves	Sheffield
Blackstone	Holt	Stocks
Cleveland	Jones	Stokes
Coffee	Little	Swain
Cook	Lockhart	Taylor
Crawford	Miller	Tignor
Davies	Montgomery	Walker
Gibson	Prince	Whitehead

Those who voted in the negative, are

Messrs.

Allen	Mangham	Remson
Blackshear	McCrimmon	Spann
Bozeman	McKane	Strawn
Brown of Decatur	Mitchell	Tennille
Brown of Hancock	Mobley	Wellborn
Burney	Phillips	Wimberly
Gamble	Powers	Wooten
Hardee	Rawls	Worthy

Mr. Jones called up the resolution prohibiting the inspectors of the penitentiary from acting as contractors for that institution, and offered the following as a substitute :

Resolved, That the board of inspectors make a weekly deposit of all monies received on account of the penitentiary in one of the banks of this place, and that there should be no monies paid on account of the institution, unless by checks from said inspectors, and countersigned by the secretary. And it shall be the duty of said clerk to

Furnish a weekly statement of the amount of sales both for cash and on a credit, to be kept in a separate book for that purpose, for the inspection of the board at its regular meetings.

And be it further Resolved, That no monies shall be received by any officer of the institution except it be the principal clerk, to be disposed of as already mentioned.

And be it further resolved, That the inspectors shall not act as contractors for said institution.

Which was read and ordered to lie on the table.

The bill to prescribe the mode of choosing electors of president and vice president of the United States to which this state is entitled by the constitution of the United States.

Was made the special order of the day for Monday next.

A message from gov. Troup, by mr. Pierce his secretary.

Mr. President,

His excellency the governor has assented to and signed the following acts, which originated in this branch of the legislature.

An act further defining the duties of collectors of taxes.

An act to appoint trustees for the Wilkinson county academy and to incorporate trustees for the same.

An act to establish and regulate district elections in the county of Bryan and to punish those who may attempt to defeat the same.

An act to incorporate the Clayton academy in Rabun county and to appoint trustees for the same.

An act to lay off Emanuel county & Tatnall into election districts.

An act to alter and change the name of John Early W. Preskett to that of John Early W. Oliver.

An act to incorporate the Lawrenceville academy in the county of Gwinnett and to appoint trustees for the same.

An act to incorporate the Fayetteville academy and to appoint trustees for the same.

An act to incorporate the Henry county academy, and to appoint trustees for the same.

An act to incorporate Clarksville academy in the county of Habersham.

An act for the relief of Thomas Foley.

An act to alter and amend an act entitled an act for the relief of James Dudley.

An act to authorise James Kemp to establish a ferry across the Altamaha river, on his own land.

An act to repeal a law passed in the year 1817 prohibiting the introduction of slaves, only on certain conditions.

An act to authorise the justices of the inferior court for the county of Fayette, out of any lands by them heretofore purchased for county purposes and not otherwise appropriated to convey to the trustees of the Fayette county academy such portion thereof as may be deemed necessary for the purpose of erecting thereon an academy edifice.

An act to legitimate and change the names of Winney B. James F. and William A. Osburn to that of Winney B. James F. and Wm. A. Osborn.

An act to keep open, remove and prevent obstructions in the Okefinoche river calculated to prevent the free passage of fish of said river so far as respects the counties of Tatnall and Emanuel.

An act to authorise the justices of the inferior court of Henry county, to convey to the trustees of the Henry county academy a part of the lands heretofore purchased for county purposes, for the purpose of erecting thereon an academy edifice.

An act to vest the powers of the commissioners of the court-house and jail of Laurens county, in the inferior court of said county.

Ordered, that the committee on enrollment do carry said acts to the secretary of states' office, and see the great seal of the state affixed thereto.

A message from the house of representatives, was received by Mr. Dawson their clerk, informing the senate, that

The house of representatives had passed the following bill of senate, to-wit:

A bill to lay out a new county from the counties of Crawford and Pike.

They have agreed to the report and resolutions of the joint committee on agriculture and internal improvement, on that part of the governor's communication relative to the commissioners appointed to open a road from the Alapaha to the Florida line; and

To a resolution in favor of Yelverton P. King, esq. solicitor-general of the Ocmulgee circuit; and

To a resolution relative to the printing of the compilation of the British statutes, arranged and collected by William Schley, esq. and to make an appropriation for the same.

To which they desire concurrence.

And he withdrew.

The senate took up the message and concurred in the resolution in favor of Yelverton P. King, solicitor-general of the Ocmulgee circuit; and

In the resolution in favor of William Schley.

The report and resolutions on the subject of the Alapaha road, was read and ordered to lie on the table.

The following bills were read the second time, and ordered for a third reading, viz:

A bill to vest the poor school fund of the county of Chatham in the Savannah Free School Society.

A bill to alter and amend an act to incorporate the town of Clinton in the county of Jones, and for the appointment of commissioners for the better regulation and government of said town, passed 4th December 1816.

A bill to authorise certain commissioners therein named to establish a lottery for the purpose of raising the sum of \$20,000, to be appropriated to the building of a masonic hall in the city of Augusta.

A bill to establish and fix the name of the Mineral Spring academy in the county of Wayne, and to incorporate the same.

And a bill to amend the 3d section of an act pointing out the duty of sheriffs in selling lands under execution, passed 22d of Dec. 1808.

The bill to appropriate monies for the support of government during the political year 1825.

The bill defining the duties of officers and plaintiffs in collecting money and pointing out the mode for the trial of disputes arising thereon.

The bill to organise the counties of Appling and Ware.

The bill for the laying off and further sale of lots in the town of Macon

The bill to alter and amend an act more effectually to define the duties of the adjutant general, division and brigade inspectors, and to regulate their pay, &c. passed 17th Dec. 1823.

The bill to authorise the justices of the inferior court of the county of Hall to remit a fine incurred by Ezekiel Treadaway; and

The bill amending the several acts incorporating the town of St. Mary's.

Were read the second time and ordered for committee of the whole.

The following bills were read the third time and passed.

A bill to authorise the volunteer company in the county of Jones, commonly called the Clinton Independent Blues, to receive members from the 51st regiment, &c.

A bill authorising George A. Brown to keep a ferry across the Ocmulgee river near the Long Shoals, on his own land.

And a bill to appoint trustees of the Jasper county academy and to incorporate the same, and also to grant a lottery for the benefit thereof.

The senate resolved itself into a committee of the whole, on the bill to compel executors, administrators and guardians to account for the interest of monies appropriated to their own use belonging to minor children, Mr. Groves in the chair. The president resumed the chair, and Mr. Groves reported they had disagreed to the bill.

On motion to lay it on the table for the balance of the session, it was determined in the affirmative.

The yeas and nays being required, are—yeas 36, nays 13.

Those who voted in the affirmative are
Messrs.

Allen	Cook	McKinne
Baker	Crawford	Miller
Beall	Davies	Mitchell
Blackstone	Gibson	Mobley,
Bozeman	Gilmer	Phillips
Brown of Decatur	Groves	Prince
Brown of Hancock	Hardee	Rawls
Burney	Jones	Sheffield
Cleveland	McCrimmon	Spain

Stocks
Stokes
Strawn

Swain
Tennille
Tignor

Walker
Wimberly
Wooten

Those who voted in the negative are

Messrs.
Blackshear
Coffee
Gamble
Holt
Little

Lockhart
Montgomery
Powers
Remson

Sellers
Taylor
Wellborn
Whitehead

The senate resolved itself into committee of the whole on the bill to raise a tax for the support of government for the year 1825, Mr. Miller in the chair. The president resumed the chair, and Mr. Miller reported the bill without amendment.

Ordered, that the said report lie on the table.

The senate resolved itself into committee of the whole on the bill to lay off, define and keep open the main channel of Broad river, so as to prevent the obstruction of the free passage of fish, and to appoint commissioners for the same, Mr. Taylor in the chair. The president resumed the chair, and Mr. Taylor reported the bill with amendment.

Ordered, that the said report lie on the table.

Mr. Gamble laid on the table the following resolution :

Resolved, That the frequency of visits to the penitentiary being productive of insecurity, enormous waste of time, and distracting the attention both of keepers and convicts, it is of vital importance to the prosperity of that institution that it should be restricted as far as possible, and the board of inspectors are hereby authorised to adopt such measures as in their discretion they may deem proper for the purpose of remedying that inconvenience.

Mr. Burney called up the resolution requiring the governor to have printed a sufficient number of copies of the acts of the legislature, to forward by mail or otherwise, one copy to each of the clerks of the superior, inferior and courts of ordinary throughout this state.

Mr. Crawford proposed to amend the resolution, as follows :

It is further Resolved, That no local law or laws passed at the present session of the legislature, or which shall be hereafter passed shall be printed at the public expense—that it shall be the duty of the secretary of state when required to deliver to any person interested in any local law or laws passed at the present session, or which shall hereafter be passed as aforesaid, one copy of such law or laws, properly certified by the secretary under the great seal of the state; and for such services the secretary of state shall be entitled to and receive as a compensation the sum of _____ for each copy of the law or laws, to be paid out of the contingent fund, and his excellency the governor is hereby authorised and requested to draw a warrant or warrants on the treasurer in favor of the secretary of state for the same.

Whereupon,

Mr. Sellers offered the following as a proviso:

Provided, The same shall not extend to the local acts relating to any county which hath not been organised and represented ten years.

Whereupon,

On motion of Mr. Baker,

To lay the resolution together with the amendments on the table for the balance of the session.

It was determined in the affirmative.

The yeas and nays being required thereon are—yeas 39 nays 11.

Those who voted in the affirmative are

Messrs.

Allen	Jones	Spann
Baker	Little	Stocks
Beall	Lockhart	Stokes
Blackstone	McCrimmon	Strawn
Bozeman	McKinne	Swain
Brown of Decatur	Miller	Taylor
Brown of Hancock	Mitchell	Tennille
Burney	Mobley	Tignor
Cleveland	Montgomery	Walker
Coffee	Phillips	Welborn
Gibson	Prince	Whitehead
Groves	Remson	Wimberly
Hardee	Sellers	Wooten

Those who voted in the negative, are

Messrs.

Blackshear	Gamble	Powers
Cook	Gilmer	Rawls
Crawford	Holt	Sheffield
Davies	Mangham	

The senate adjourned until to-morrow morning 10 o'clock.

SATURDAY, 11th December, 1824.

Mr. Powers moved to reconsider so much of the journal of yesterday as related to the rejection of a resolution of the house requiring his excellency the governor to forward by mail or otherwise one copy of the acts of the legislature to each of the clerks of the superior, inferior, and courts of ordinary throughout this state.

Which was determined in the negative.

The hon. senator from the county of Decatur had leave of absence until Monday evening next.

The hon. senator from the county of Effingham had leave of absence after Tuesday next for the balance of the session.

The hon. senator from the county of Glynn had leave of absence until Wednesday next.

The hon. senator from the county of Lincoln had leave of absence after Tuesday next for the balance of the session.

Mr. Sellers offered the following resolution.

Resolved, That no member of senate shall be allowed pay while absent from the services of the same, unless such absence be occasioned by sickness either of himself or family. Whereupon,

Mr. Crawford moved to lay it on the table the balance of the session, it was determined in the affirmative.

The yeas and nays being required, are—yeas 37, nays 10.

Those who voted in the affirmative, are
Messrs.

Allen	Hardee	Spann
Baker	Jones	Stocks
Beall	Little	Stokes
Blackshear	Lockhart	Strawn
Bozeman	McCrimmon	Taylor
Brown of Hancock	McKinne	Tennille
Cleveland	Miller	Tignor
Coffee	Mitchell	Walker
Cook	Phillips	Whitehead
Crawford	Prince	Wimberly
Davies	Rawls	Wooten
Gibson	Remson.	Worthy
Groves		

Those who voted in the negative, are
Messrs.

Blackstone	Mobley	Shelfield
Burney	Powers	Swain
Gamble	Sellers	Wellborn
Gilmer		

The senate took up the resolution of the house of representatives in favor of William Kemp, a revolutionary soldier, which being amended by striking out "four hundred," and inserting "two hundred" was concurred in.

The senate took up the bill to repeal an act entitled an act to regulate the intercourse between the banks incorporated by the general assembly of the state of Georgia, and the bank of the United States and the branches thereof, so far as regards the demands which may be made for specie by the latter upon the former, and exempting the bills and notes of the banks incorporated by the general assembly from

bearing interest when they shall be collected, acquired, purchased, or received in deposit by the bank of the United States, or the branches thereof, if the said bank or the branches thereof shall demand the same to be redeemed in specie.

Which was read the third time—

And on the question, "Shall this bill now pass?" it was determined in the affirmative.

The yeas and nays being required are—yeas 23, nays 22.

Those who voted in the affirmative are
Messrs.

Allen	Gamble	Taylor
Beall	Gibson	Tignor
Blackstone	Gilmer	Walker
Bozeman	Mobley	Whitehead
Burney	Phillips	Wimberly
Cleveland	Powers	Wooten
Crawford	Prince	Worthy
Davies	Rawls	

Those who voted in the negative are
Messrs.

Baker	Little	Sellers
Blackshear	Lockhart	Spann
Brown of Hancock	McCrimmon	Stocks
Coffee	McKinne	Stokes
Cook	Miller	Strawn
Groves	Mitchell	Swain
Hardee	Remson	Tennille
Jones		

The president claiming his right to vote, gave his vote in the affirmative.

Mr. Jones called up the substitute offered yesterday to the resolution of Wednesday last relating to the internal affairs of the penitentiary, which was read, amended and agreed to.

Mr. Gamble called up his resolution of yesterday, which was read and agreed to, and is as follows :

Resolved, That the frequency of visits to the penitentiary being productive of insecurity, enormous waste of time, and distracting the attention both of keepers and convicts, it is of vital importance to the prosperity of that institution that it should be restricted as far as possible ; and the board of inspectors are hereby authorised to adopt such measures as in their discretion they may deem proper for the purpose of remedying that inconvenience.

A message was received from the house of representatives by mr. Dawson their clerk. informing the senate that the house of representatives had agreed to the resolution of the joint committee on finance on that part of the governor's communication upon the subject of forfeited Indian reserves.

That they had agreed to the report of the joint committee on finance, on that part of the governor's communication, relating to the correspondence between his excellency the governor and the solicitor-general relative to the fraction selling commissioners.

That they had agreed to the report of the committee on that part of the governor's communication, relative to the unsold fractions.

That they had agreed to the report of the joint military committee on the state of the arsenal and magazine.

That they had agreed to the report of the joint military committee relative to the propriety of distributing certain arms, &c.

That they had agreed to the report of the joint committee on banks, on that part of the governor's communication relative to the charges of A. B. Powell, Esq. against the directors of the bank of Darien.

And that they had agreed to a resolution in favor of Charles J. McDonald, solicitor-general of the Flint circuit.

To all which they desire concurrence.

Mr. Brown of Hancock, from the committee on finance to whom was referred the petition of Henry King of the state of Pennsylvania setting forth that he is the owner and holder of sundry audited certificates, amounting to six thousand eight hundred and ninety pounds eighteen shillings and eleven pence due by this state, and praying a renewal of the same, or that the payment thereof be provided for, in such way as the legislature may direct, reported—

That they have had the same under consideration, and from the lapse of time that has intervened between the date of those certificates and the present application, as well as from the many statutes that have been passed by the legislature relative to similar certificates together with the uncertain knowledge they have of the same being genuine; and as to the other three certificates purporting to be paid out of the treasury, your committee have not been able to find any law authorising the payment of such demands, and inasmuch as they believe that the precedent would be a bad one, (yet if the state is justly and equitably indebted the amount ought to be discharged,) and as the laws have been enacted for the prevention of fraud, and those certificates, to say the least of them, seem doubtful, your committee recommend the following resolution.

Resolved, That the prayer of the petitioner is unreasonable and ought not to be granted.

Which was read and ordered to lie on the table.

Mr. Allen from the committee on internal improvement, &c. to whom was referred the resolution from senate recommending the consideration of cutting a canal from the Alutamaha river to Brunswick, reported—

That they have had the same under consideration, and are of opinion that the plan is practicable, and when carried into effect might be of benefit to the state. They do not think it advisable, however, to recommend the adoption of any measures relative thereto. As soon however as a board of public works be established, they would recommend that the subject be laid before them for their consideration at an early period.

Which was read and agreed to.

Mr. Allen from the committee on internal improvement to whom was referred the resolution directing them to inquire into the expediency of cutting a canal from the Alatomaha to Sapelo river, reported—

That they have performed the duty assigned them, and are of opinion that it would at this time be inexpedient to adopt any specific course in relation to such contemplated canal, inasmuch as no general system of internal improvement has been adopted.

Which was read and agreed to.

The bill to alter and amend an act entitled an act to incorporate the town of Clinton in the county of Jones, and for the appointment of commissioners for the better regulation and government of said town, passed, 4th December, 1816.

And the bill to establish and fix the name of the Mineral Spring Academy in the county of Wayne, and to incorporate the trustees thereof, were read the third time and passed.

The bill to amend the third section of an act entitled an act pointing out the duty of sheriff in selling lands under execution, passed 22d day of December, 1808, was read the third time.

And on motion to lay it on the table the balance of the session it was determined in the negative.

The yeas and nays being required, are—yeas 21, nays 25.

Those who voted in the affirmative, are
Messrs.

Baker	Jones	Rawls
Blackshear	Lockhart	Sheffield
Brown of Hancock	McCrimmon	Stokes
Cook	McKinne	Taylor
Crawford	Miller	Tigner
Gamble	Powers	Whitehead
Gibson	Prince	Wimberly

Those who voted in the negative, are
Messrs.

Allen	Groves	Stocks
Beall	Little	Strawn
Blackstone	Mitchell	Swain
Bozeman	Mobley	Tennille
Burney	Phillips	Walker
Cleveland	Remson	Wellborn
Coffee	Sellers	Wooten
Davies	Spann	Worthy
Gilmer		

By unanimous consent the bill was committed to committee of the whole.

The bill to authorise certain commissioners therein named to establish a lottery for the purpose of raising the sum of twenty thou-

sand dollars to be appropriated to the building a masonic hall in the city of Augusta, was read the third time.

And on the question ' Shall this bill now pass ? ' it was determined in the affirmative.

The yeas and nays being required are—yeas 34, nays 11.]

Those who voted in the affirmative are

Messrs.

Allen	Lockhart	Stokes
Baker	McGrimmon	Strawn
Bozeman	McKinne	Swain
Brown of Hancock	Mitchell	Tennille
Burney	Phillips	Tignor
Coffee	Powers	Walker
Crawford	Rawls	Wellborn
Gamble	Remson	Whitehead
Gibson	Sellers	Wimberly
Groves	Spann	Wooten
Jones	Stocks	Worthy
Little		

Those who voted in the negative are

Messrs.

Blackshear	Davies	Prince
Blackstone	Gilmer	Sheffield
Cleveland	Hardee	Taylor
Cook	Mobley	

The bill to vest the poor school fund of the county of Chatham in the Savannah free school society, was read the third time, amended by unanimous consent, and passed under the title of

A bill to vest the poor school fund of the county of Chatham in the Savannah free school society, and the poor school fund of the county of Effingham in the justices of the inferior court of that county.

The senate resolved itself into committee of the whole on the bill to repeal the 5th section of an act entitled an act to carry into effect the penal code, and to repeal the 4th section of an act entitled an act to carry into effect the penal code, mr. Prince in the chair. The president resumed the chair, and mr. Prince reported the bill without amendment.

The senate took up and agreed to the report.

And the bill was read the third time and passed.

The senate resolved itself into committee of the whole, on the bill more particularly to define the qualifications of voters for aldermen in the city of Savannah, mr. Stokes in the chair; the president resumed the chair, and mr. Stokes reported the bill with amendment.

The senate took up and agreed to the report.

And the bill was read the third time and passed.

The bill to amend an act entitled an act to amend the estray laws of this state so far as relates to the time of advertising and tolling horned cattle, sheep, goats, &c. was ordered to lie on the table the balance of the session.

A message was received from the house of representatives by mr. Dawson their clerk,

Mr. President.

The house has this day agreed on articles of impeachment against John Loving, Samuel Jackson and Fleming F. Adrian, commissioners who were appointed by joint ballot of the legislature in the year 1820, to sell the fractional parts of surveys lying in the counties of Walton, Gwinnett, Hall, Habersham and Rabun, and have unanimously constituted and appointed messrs. Holt, Law, Burnside, Kenan and Lumpkin managers on the part of the house of representatives, to conduct said impeachment. And I am instructed to say that said managers will in due time present to the senate a copy of the articles thus agreed on by the house of representatives.

And he withdrew.

The senate adjourned until Monday morning, 10 o'clock.

MONDAY, 13th December, 1824.

The hon. senator from the county of Wayne had leave of absence after Saturday next for the balance of the session.

The hon. senator from the county of Pike had leave of absence after Friday next for the balance of the session.

John H. Lawson and John U. Brown, two of the special messengers of senate, returned two of the warrants of the 7th inst. against John Loving, Samuel Jackson and Fleming F. Adrian, duly executed, to-wit:

Milledgeville, Dec. 13th, 1824.

In pursuance of the within warrant, I have the body of John Loving at the bar of the senate awaiting your order.

Signed,

JOHN H. LAWSON.

By virtue of the within warrant, I have the body of Samuel Jackson, as I am within commanded, at the bar of the senate.—13th Dec. 1824.

Signed,

JOHN U. BROWN.

On motion of Mr. Stocks,

Resolved, That the secretary of senate inform the house of representatives that John Loving and Samuel Jackson, two of the persons against whom they have proposed to prefer articles of impeachment, are now at the bar of senate.

Whereupon,

The managers on the part of the house of representatives attended in the senate chamber and preferred the following articles of impeachment against the said John Loving, Samuel Jackson and Fleming F. Adrian, to-wit :

The committee appointed for the purpose of preparing articles of impeachment against John Loving, Samuel Jackson and Fleming F. Adrian, commissioners for selling and disposing of fractional surveys, take leave to submit to the house of representatives the following articles, to wit :

Articles of impeachment exhibited by the house of representatives of the state of Georgia, who possess the sole power to impeach all persons who have been or may be in office in behalf of themselves and all the citizens of the said state—whose sole power it is to try the issue between the state of Georgia and John Loving, Samuel Jackson and Fleming F. Adrian, as commissioners for selling and disposing of the late fractional surveys for the high crimes and misdemeanors following, to-wit :

Article 1st. That the said John Loving, Samuel Jackson & Fleming F. Adrian, by virtue of an election and appointment of the legislature of the state of Georgia, held and made on the *blank* day of *blank* in the year eighteen hundred and *blank*, after having entered into bond and taken the oath prescribed by law, did take upon themselves the duty required of them—and on the first Monday in August in the year eighteen hundred and twenty-one, at Jefferson in the county of Jackson in said state, commenced selling the fractional parts of surveys, and continued selling the same from day to day according to the terms of the act passed on the 22d day of December, eighteen hundred and twenty, until the thirty-first day of August, eighteen hundred and twenty one. That the cash sums received from said sales amounted to twenty-one thousand six hundred and eighty five dollars and eighty seven cents. And that the said John Loving, Samuel Jackson and Fleming F. Adrian, or one or more of them, do now corruptly, illegally, and without any just cause, retain and keep in their hands, as appears by a statement in the treasury office in this state, a balance of three thousand six hundred and eighty five dollars and eighty-seven cents, or some other large sum, being part cash payments made by purchasers in preference to giving

bonds as allowed by the act referred to, and part cash received by them on account of the sum required by law to be paid by purchasers of the fractional surveys on receiving their grants for the fractions by them purchased.

Article 2d. That the said John Loving, Samuel Jackson and Fleming F. Adrian, as commissioners aforesaid, were furnished by the state with six hundred and eighty blank grants, to enable them to execute full and complete titles to the purchasers of said fractional surveys; and the said John Loving, Samuel Jackson and Fleming F. Adrian, to the great damage and serious injury of the state of Georgia and good people thereof, contrary to the trust and confidence reposed in the said commissioners, and in violation of their sacred oaths by them taken as aforesaid, do withhold four hundred and forty four or other large number of said grants, and do refuse to return or account for the same, although positively required to do so by the executive of the state.

Article 3d. That during the continuance of the sales of said fractional parts of surveys lying in the counties of Walton, Gwinnett, Hall, Habersham and Rabun, one Thomas McAdams became the purchaser of the fractional survey, number three hundred and forty five, in the seventh district in the county of Gwinnett aforesaid, for the sum of eight hundred and five dollars, of which sum the said purchaser paid the said John Loving, Samuel Jackson and Fleming F. Adrian two hundred and one dollars and twenty five cents, as the fourth part of the price of said fractional survey, and which by the said act above referred to, was required to be deposited with the commissioners at the time of purchase, and also paid to the said commissioners at the same time the sum of four hundred and two dollars and fifty cents, expecting the deduction of eight per centum per annum from the same, as authorised by the sixteenth section of the act aforesaid, in full of the second and third payments which would have become due at one and two years from the time of making such purchase, and for the last term of said purchase money—the said Thomas McAdams executed his bond with one Benjamin Plaster as his security, payable to the governor of Georgia for the time being and his successors in office, and due the seventeenth day of August eighteen hundred and twenty-four, for the sum of two hundred and one dollars and twenty-five cents, the said last mentioned sum being the whole amount due for the said fractional survey, after the payments made by the said Thomas McAdams as aforesaid, that the said commissioners were furnished with printed bonds to be made payable in three annual instalments, according to the provisions of the act aforesaid, in which said printed bonds blanks were left for the dates and sums.

That after said Thomas McAdams had paid to the said commissioners the three first instalments of the said purchase money as before mentioned, the said commissioners presented to the said Thomas and Benjamin one of the said bonds, in which the blank for the last instalment (which was made payable on the 17th day of August 1824,) was filled with the sum of two hundred and one dollars and twenty-

ive cents, the whole amount due for said fractional survey—That the said commissioners, before the signing and executing of said bond by the said Thomas and Benjamin, drew black lines with a pen through the blanks left for the first and second payments or instalments in said bond—that the said John Loving, Samuel Jackson and Fleming F. Adrian, corruptly, wilfully and disgracefully, and for their own great gain and profit, did alter, interline and mutilate said bond, by filling up each of the blanks through which said lines had been drawn, with the words two hundred and one dollars and twenty five cents, or other words of the same import, and erasing the words two hundred and one dollars and twenty five cents, which were in the bond when executed, the said bond appearing for four hundred and two dollars and fifty cents, at two equal instalments at one and two years from the date of said bond, instead of two hundred and one dollars and twenty five cents, payable at three years from the date of said bond.

Article 4th. That they the said John Loving, Samuel Jackson and Fleming F. Adrian, by the proceeding and conduct set forth in the foregoing articles, contrary to the high and important trust confided to them as commissioners aforesaid, and the sacred oath by them respectively taken, have for the sake of lucre and gain and their own personal aggrandizement, been disgracefully instrumental in establishing a precedent subversive of the good faith which ought to be bound in the actings and doings of all persons to whom the great concerns of this state and the interest of the good citizens thereof may hereafter be confided.

And the said house of representatives by protestation, saving to themselves the liberty of exhibiting at any time hereafter any other accusation or impeachment, and also replying to the answer or answers that the said John Loving, Samuel Jackson or Fleming F. Adrian or either of them shall make thereto, and of offering proof of the premises, respectively or collectively, or of any other impeachments or accusations that shall be by them exhibited against the said John, Samuel and Fleming F or either of them, as the case shall, according to the usage and custom of the legislature, require; and they pray that the said John Loving, Samuel Jackson and Fleming F. Adrian may be put to answer to all and every of the said articles, and that such proceedings and examination, trials and judgment may be had as may be agreeable to law and justice.

On motion,

John Loving and Samuel Jackson, two of the fraction selling commissioners, now at the bar of this house awaiting their trial for high crimes and misdemeanors, charged upon them by the house of representatives,

It is ordered that they be put into the custody of the messenger of senate, subject to the order and call of the senate, and that the messenger be served with a copy of this order.

On motion of Mr. Prince,

Resolved, That John Loving, Fleming F. Adrian and Samuel Jackson who stand impeached before this house for high crimes and mis-

demeanors, be furnished by the secretary of senate, each with a copy of the articles of impeachment.

On motion of mr. Gamble,

Resolved, That a committee be appointed to prepare and report rules for the government of senate in the trial of John Loving, Samuel Jackson and Fleming F. Adrian, commissioners of the sales of fractions against whom the house of representatives have preferred articles of impeachment, and that the committee prepare an oath to be administered to the members of senate on the trial of said impeachment.

Ordered, that messrs. Gamble, Davies, Stocks, Barney and Gilmer be that committee.

On motion of mr. Crawford,

Resolved. That the secretary of senate be and he is hereby authorised to employ one additional engrossing clerk in his office.

The senate took up the report of the committee on finance on the petition of Henry King of the state of Pennsylvania setting forth that he is the owner and holder of sundry audited certificates, amounting to six thousand eight hundred and ninety pounds eighteen shillings and eleven pence, due by this state and praying a renewal of the same, or that the payment thereof be provided for in such way as the legislature may direct.

Which was read, amended, agreed to, and is as follows :

That they have had the same under consideration, and are of opinion that the prayer of the petitioner is reasonable and ought to be granted.

Whereupon,

Mr. Stocks presented a bill to extend the time for renewing certain audited certificates, and to permit the renewal of certain treasurer's certificates therein named.

Which was read the first time.

The senate took up the report on the bill to raise a tax for the support of government for the year 1825.

Which was amended by adding the following section :

And be it further enacted, That in all cases where execution shall be issued by tax collectors and levied by any sheriff or deputy sheriff or any constable on perishable property, the said sheriff or constable shall advertise the same in three of the most public places in the said district only, and be allowed the same fees as constables are authorised to receive for levying executions.

And was agreed to.

As amended, the bill was read the third time and passed.

The senate resolved itself into a committee of the whole on the bill to prescribe the mode of choosing the electors of President and Vice President of the United States to which this state is entitled by the constitution of the United States, mr. Wimberly in the chair.

The president resumed the chair, and mr. Wimberly reported the bill with amendment

The senate took up the report,

And mr. Burney moved to amend the report by the following substitute:

A bill to prescribe the mode of choosing the electors of President and Vice-President of the United States to which this state is entitled by the constitution of the United States.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the State of Georgia in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passing of this act, the number of electors to which this state may be entitled, shall be elected in the following manner, viz: It shall be the duty of all persons entitled to vote for members of the General Assembly in the several counties of this state to assemble on the first Monday in November 1828, and on the first Monday in November in every fourth year thereafter, at the usual places in each and every county of this state for holding elections for members of the General Assembly, and vote for a number of electors equal to the whole number of senators and representatives to which this state may be entitled in the congress of the United States, which election shall be opened and closed at the same hours, and superintended in the same manner as elections for members of the General Assembly of this state, and the presiding justices at said elections shall make returns of the state of the polls at said election to the executive of said state, in the same manner as returns are made by law, of the election of representatives from this state in the congress of the United States: *Provided*, that the returns of the state of the polls at the election of electors shall be made to the executive within fifteen days from and after said election shall take place.

SEC. 2. *And be it further enacted by the authority aforesaid,* That it shall be the duty of the governor for the time being, on receiving the returns of said election and ascertaining the persons who have received the highest number of votes, by express or otherwise, to notify each person so elected of their election, at least five days before the first Wednesday in December next thereafter.

SEC. 3. *And be it further enacted,* That if any person or persons so elected shall refuse to serve, or shall be prevented by death, or otherwise, from attending at the seat of government on the first Wednesday in December after his or their election, then the remaining electors shall by ballot proceed to fill the vacancy or vacancies so occasioned.

On the question to agree to the substitute, it was determined in negative.

The yeas and nays being required, are—yeas 29, nays 27.

Those who voted in the affirmative are
Messrs.

Beall	Mitchell	Swain
Blackstone	Mobley	Tennille
Bozeman	Phillips	Walker
Burney	Remson	Wellborn
Cleveland	Sellers	Wooten
Coffee	Spann	Worthy
Groves	Strawn	

Those who voted in the negative, are
Messrs.

Allen	Gilmer	Prince
Baker	Jones	Rawls
Blackshear	Little	Sheffield
Brown of Hancock	Lockhart	Stocks
Cook	McCrimmon	Stokes
Crawford	McKinne	Taylor
Davies	Miller	Tignor
Gamble	Montgomery	Whitehead
Gibson	Powers	Wimberly

Ordered, that said report lie on the table.

The senate took up the report on the bill to lay off, define and keep open the main channel of Broad river so as to prevent the obstruction of the free passage of fish, and to appoint commissioners for the same.

Which was amended and agreed to.

The bill was read the third time and passed.

The senate resolved itself into committee of the whole on the bill to organise the counties of Appling and Ware, Mr. Sellers in the chair. The president resumed the chair, and Mr. Sellers reported the bill with amendments.

The senate took up and agreed to the report.

The bill was read the third time and passed under the title of

A bill to organise the counties of Appling, Ware, Pike and Upson and to authorise the justices of the inferior courts of said counties to select public sites for said counties and for other purposes.

Mr. Gamble from the committee appointed submitted the following rules for the government of the high court of impeachment on the trial of John Loving, Samuel Jackson and Fleming F. Adrian fraction selling commissioners.

Rule 1st. Before any proceedings shall take place on said impeachment, the senate shall adjourn or postpone legislative business, some justice of the peace or justice of the inferior court of this state shall administer the following oath to the president: You do solemnly swear that you will well and truly try, and a true judgment give in the trial of the impeachment of John Loving, Samuel Jackson, and

state of Georgia according to the best of your power and abilities: *Provided*, That you are not discharged from the consideration of the articles of impeachment preferred by the house of representatives against John Loving, Samuel Jackson and Fleming F. Adrian. So help you God.

Rule 2d. The president shall then administer the same oath to each of the members.

Rule 3d. As soon as the court of impeachment shall sit for the purpose of proceeding with the trial, the president shall take his seat and call to order, the senators shall then take their seats.

Rule 4th. Whenever the court is organized and ready to proceed, the secretary shall inform the house of representatives, when directed by the president so to do, that the senate is ready to proceed upon the impeachment of Loving, Jackson and Adrian, and on giving notice the first time, shall add—and have prepared seats for the accommodation of the managers and the counsel of the respondents within the bar of the senate.

Rule 5th. The parties accused shall not appear within the bar of the senate, but may have seats without the bar near their counsel.

Rule 6th. When all parties are ready to proceed with the trial, the leading manager on the part of the house of representatives shall open the prosecution and examine the testimony, and after notice is given that the party introducing a witness is done with him, the cross examination may take place on the other side in the usual way: *Provided* That there shall not be more than one examining counsel on the part of the accused to every witness.

Rule 7th. All motions shall be made to the President, and if he or any member of the court shall require it, shall be reduced to writing and read by the secretary, and all decisions shall be had by ayes and noes without debate.

Rule 8th. The oath administered to the witnesses, shall be as follows: You do solemnly swear or affirm, that the evidence you shall give in the case now depending between the state of Georgia, and John Loving, Samuel Jackson and Fleming F. Adrian for high crimes and misdemeanors shall be the truth, the whole truth, and nothing but the truth. So help you God. Which oath shall be administered by the president.

Rule 9th. When a majority of the court shall think proper all persons shall retire from the chamber, lobby and gallery.

Rule 10th. The president shall have the right and it shall be his duty at all times when application shall be made to him for that purpose to grant subpoenas to witnesses for or against the parties accused in the following words,

The Honorable the House of Representatives
of the State of Georgia,
versus

John Loving, Samuel Jackson. and Fleming
F. Adrian.

} *Impeachment.*

TO

GREETING :

You are hereby commanded, that laying all other business aside, you be and appear before the Honorable the High Court of Impeachment at the seat of government, on the day of then and there the truth to say in the above case as a witness in behalf of the state, (or the defendants as the case may be.) herein fail not, under the penalty of one thousand dollars.

Witness the Honorable ALLEN B. POWELL,
President of the Senate.

The day of 1824.

Which shall be signed by the secretary of the senate.

Rule 11th. When the arguments are closed on all sides, the president shall put this question "Are you now ready to decide on the several articles of impeachment?" If the majority should reply no, the court shall adjourn till the next day; if a majority should reply yea, the president shall direct the secretary to read the first article, and then call on each member by name and propose the following question, viz: *Al.* how say you, are the respondents, John Loving, Samuel Jackson and Fleming F. Adrian guilty or not guilty of a high crime or misdemeanor, as charged in this article of impeachment? Whereupon, each member shall rise in his place and say, Guilty, or Not Guilty. And the same proceedings shall take place on each and all the articles.

Rule 12th. Any thing not provided for in the foregoing rules may at any stage of the proceedings be altered, added to, or amended, as a majority may think fit, so that the same is not done, or attempted, whilst the managers of the house of representatives and the counsel of the accused are present and acting in their official capacity.

Which were read and agreed to.

On motion of mr. Montgomery,

Resolved That the senate will meet at three o'clock this evening for the purpose of forming a judicial court to hear and determine on certain charges preferred by the house of representatives against John Loving, Samuel Jackson and Fleming F. Adrian, and that the house of representatives be forthwith informed thereof.

The senate adjourned until 3 o'clock P. M.

Three o'clock P. M.

The senate met pursuant to adjournment.

On motion of mr. Gamble,

Resolved, That the senate do now form themselves into a high court of impeachment for the trial of John Loving, Samuel Jackson and Fleming F. Adrian, commissioners of the sales of fractions, and do take the oath agreed upon by senate.

Whereupon,

The oath agreed upon by the senate was administered to the president of the senate by the hon. Thomas Stocks, a justice of the inferior court of Greene county, and by the president to the members of senate present.

On motion of mr. Gamble,

Ordered, that the secretary inform the house of representatives that the high court of impeachment for the trial of John Loving, Samuel Jackson and Fleming F. Adrian is organized, and now sitting and ready to proceed upon said impeachment, and have prepared seats for the accommodation of the managers and the counsel of the respondents within the bar of the senate.

Whereupon,

Messrs. Holt, Burnside, Lumpkin, Law and Kenan, the managers on the part of the house of representatives attended and took seats provided them.

And John Loving and Samuel Jackson attended by Samuel Rockwell and William H. Torrence, Esqrs. their attorneys. Their attorneys were admitted within the bar to seats provided for them.

And the messenger of senate having proclaimed that the high court of impeachment was opened and silence being commanded on pain of imprisonment, the returns of the special messengers on the warrants being read, and the said John Loving and Samuel Jackson standing at the bar of the senate.

The articles of impeachment preferred by the hon. the house of representatives were then read to the said John Loving and Samuel Jackson by the secretary of the senate, and being charged therewith on their arraignment by the president of senate, and being asked, "Are you guilty or not guilty?"

The counsel for John Loving and Samuel Jackson moved in their behalf, that they have time given them to plead to the articles of impeachment until to morrow at 3 o'clock, P. M.

And on the question to agree thereto, it was determined in the affirmative.

And the yeas and nays being required, are—yeas 40, nays 5.

Those who voted in the affirmative are

Messrs.		
Allen	Jones	Spann
Baker	Little	Stocks
Beall	Lockhart	Strawn
Blackstone	McCrimmon	Swain
Burney	McKinne	Taylor
Cleveland	Miller	Tennille
Coffee	Mitchell	Tigner
Cook	Mobley	Walker
Davies	Montgomery	Wellborn
Gamble	Phillips	Whitehead
Gibson	Powers	Wimberly
Gilmer	Prince	Wooten
Groves	Sellers	Worthy
Hardee		

Those who voted in the negative are

Messrs.		
Blackshear	Crawford	Stokes
Brown of Hancock	Sheffield	

The committee of managers from the house of representatives prayed to be furnished with a copy of the rules adopted by the senate to govern the high court of impeachment.

Unanimously agreed to.

The counsel for the prisoners prayed to be furnished with a copy of the rules of this court governing cases of impeachment.

Agreed to unanimously.

The committee of managers prayed that the prisoners at the bar be recognized with good security to attend the court from day to day.

Ordered, that they be bound in a sum of five thousand dollars each, with two securities each, each of the securities in the sum of twenty-five hundred dollars, which recognizance shall be entered into before the secretary before whom such sureties shall justify in the usual form.

Agreed to unanimously.

The court adjourned until to-morrow, 3 o'clock P. M.

The managers and counsel for the respondents having withdrawn

The senate adjourned until to-morrow morning, 10 o'clock.

TUESDAY, 14th December, 1824,

On motion of mr. Crawford,

The senate reconsidered so much of their journal of yesterday as related to the passage of a bill to raise a tax for the support of government for the year 1825.

Mr. Rawles laid on the table the following resolution:

Resolved, That a committee be appointed to examine, sign and certify the accounts of the members of the senate for their attendance for the present session of the legislature.

Mr. Gamble submitted the following additional rules for the government of the high court of impeachment.

1. In all motions to the high court of impeachment, the party moving shall open the argument in support of the motion, the adverse side may reply, and the mover shall conclude, which shall close the argument upon the motion, unless the court should call for further discussion, and upon all questions submitted, the managers and counsel shall each be heard but once unless by special permission of the court.

2. Upon all preliminary questions the ayes and noes shall only be taken by request of any two members of said court.

Which were read and agreed to.

Mr. Prince called up the report on the subject of transcribing plans of districts, which was read, amended and ordered to lie on the table.

The senate took up the bill to raise a tax for the support of government for the year 1825, which was recommitted *instanter*.

The senate then resolved itself into committee of the whole on said bill, mr. Wimberly in the chair. The president resumed the chair, and mr. Wimberly reported the bill with amendment.

The senate took up and agreed to the report.

The bill was read the third time and passed.

Mr. Stokes from the committee on enrollment reported as duly enrolled and signed by the speaker of the house of representatives, the following acts.

An act to alter and amend an act entitled an act to incorporate the town of Clinton in the county of Jones, and for appointing commissioners for the better regulation and government of the town passed 4th day of December, 1816.

An act to appoint trustees of the Jasper county academy and to incorporate the same, and also to grant a lottery for the benefit thereof.

An act to alter and fix the time of holding the superior courts of the counties of Baldwin and Wilkes, and the superior and inferior courts of the counties of Elbert and Madison.

An act to establish and fix the name of the Mineral Spring academy in the county of Wayne, and to incorporate the trustees thereof.

An act to authorise the volunteer company in the county of Jones, commonly called the Clinton Independent Blues to receive members from the thirty-first regiment of Georgia militia, and to exempt said company from battalion and regimental mnsters, except in certain cases.

An act to divide Appling county.

An act to form and lay out a new county taken from Crawford and Pike.

An act to authorise certain commissioners therein named to establish a lottery for the purpose of raising the sum of twenty thousand dollars to be appropriated to the building of a masonic hall in the city of Augusta.

Which were presented to and severally signed by the president of senate.

Ordered that the committee on enrollment do carry said acts to his excellency the governor for his assent.

The senate took up the bill to establish and regulate district elections in the county of Pulaski, and to punish those who may attempt to defeat the same.

On motion of mr. Blackshear,

That the bill stand for committee in June next, it was determined in the affirmative.

The yeas and nays being required, are—yeas 26, nays 22.

Those who voted in the affirmative, are

Messrs.

Allen	Gilmore	Remson
Blackshear	Hardee	Sheffield
Brown of Decatur	Jones	Stocks
Brown of Hancock	Lockhart	Stokes
Crawford	McCrimmon	Taylor
Davies	Miller	Tignor
Gamble	Montgomery	Whitehead
Gibson	Powers	Wimberly
Gilmer	Prince	

Those who voted in the negative are

Messrs.

Baker	Cleveland	Mangham
Beall	Coffee	McKinne
Blackstone	Cook	Mitchell
Bozeman	Groves	Phillips
Burney	Little	Sellers

Spann
Strawn
Swain

Tennille
Walker

Wooten
Worthy

The bill to extend the time for renewing certain audited certificates and to permit the renewal of certain treasurer's certificates therein named, was read the second time and ordered for con of the whole.

The senate resolved itself into committee of the whole on the bill amending the several acts incorporating the town of St. Mary's, mr. Tignor in the chair. The president resumed the chair, and mr. Tignor reported the bill without amendment.

The senate took up and agreed to the report.

The bill was read the third time and passed.

The senate resolved itself into committee of the whole on the bill to authorise the justices of the inferior court of the county of Hall to remit a fine incurred by Ezekiel Treadway, mr. Mangham in the chair. The president resumed the chair, and mr. Mangham reported the bill without amendment.

The senate took up and agreed to the report.

The bill was read the third time—

And on the question, 'Shall this bill now pass?' it was determined in the affirmative.

And the yeas and nays being required are—yeas 29, nays 19.

Those who voted in the affirmative are
Messrs.

Allen	Groves	Strawn
Beall	Hardoe	Swain
Blackstone	Little	Tennille
Bozeman	Mangham	Walker
Brown of Decatur	McKinne	Wellborn
Burney	Miller	Whitehead
Cleveland	Mitchell	Wimberly
Coffee	Montgomery	Wooten
Cook	Phillips	Worthy
Gibson	Spann	

Those who voted in the negative are
Messrs.

Baker	Gilmore	Sellers
Blackshear	Jones	Sheffield
Brown of Hancock	Lockhart	Stocks
Crawford	McCrimmon	Stokes
Davies	Powers	Taylor
Gamble	Prince	Tignor
Gilmer		

The senate resolved itself into committee of the whole on the bill for the laying off and further sale of lots in the town of Macon,

mr. Wooten in the chair. The president resumed the chair, and mr. Wooten reported the bill with amendment.

The senate took up and agreed to the report.

The bill was read the third time and passed under the title of a bill for the further sale of lots in the town of Macon.

On motion of mr. Gamble,

Resolved, That the minutes of the high court of impeachment on the trial of John Loving, Samuel Jackson and Fleming F. Adrian be entered on a separate journal and be read in its proper place.

A message from the house of representatives by mr. Dawson their clerk.

Mr. President,

The house of representatives have passed the following bills, to-wit :

A bill for the relief of Levi Reynolds.

A bill to vest in the inferior court of the several counties of this state the exclusive right to appoint notaries public.

A bill to amend the several acts establishing a mayor's court in the city of Augusta.

A bill to authorise the justices of the inferior court of either county to build bridges over water courses dividing counties.

A bill to change the name of Henry Hill.

A bill to alter and amend an act entitled an act to make permanent the site of the public buildings in the county of Monroe at Forsyth, and to incorporate the same, passed the 10th day of Dec. 1823.

And a bill for the relief of certain tax collectors of this state.

They have agreed to a resolution requesting the governor to cause the different inferior courts of each county to be furnished as early as practicable with a copy of the laws of the present session.

To a resolution relative to the branch of the Darien Bank at Mazon.

To the report of the joint committee on banks, relative to the state and condition of the various banks in which the state is interested.

To a resolution relative to certain districts which it is thought have been regularly surveyed.

To a resolution appointing Jos. V. Bevan for the purpose of collating and publishing all papers relating to the original settlement and political history of this state.

And they have agreed to a resolution authorising his excellency the governor to draw on the contingent fund for what money he may deem necessary in order to receive the early distinguished friend of this country, La Fayette, who it is understood intends visiting this state.

And they have concurred in the resolution of senate in favor of John Keener.

The senate adjourned until 3 o'clock, P. M.

3 o'clock, P. M.

The senate met pursuant to adjournment.

On motion of mr. Gamble,
The senate postponed further legislative proceedings,

The president took the tribunal seat, and the high court of impeachment was opened by proclamation.

The president having resumed his senate—

On motion,

The hon. senator from Camden had leave of absence after Saturday next for the balance of the session.

On motion of mr. Prince,

Resolved, That the president of the senate do appoint
at his discretion, messengers to serve subpoenas or any
notices or processes that may be necessary in the progress of the im-
peachment now before the senate.

Read and ordered to lie on the table.

The senate adjourned untill to-morrow morning 10 o'clock.

WEDNESDAY, 15th December, 1824.

Mr. Brown of Hancock from the joint committee of finance submitted the following report :

The committee on finance having devoted some time and labor to the duties assigned them in examining the documents submitted to their investigation, with the aid of information received from the Treasurer and Comptroller-General, beg leave respectfully to Report—

That they have made an attentive and careful examination of the state and situation of the treasury, and find that the warrants drawn on the treasurer, the entries on his books, his abstract, and the report of the comptroller general of the amount of monies received, and warrants paid by the treasurer during the last political year, agree, except a difference of eighteen dollars and ten cents, which the treasurer admits to have been received by him over and above the sum

with which he is charged by the comptroller. This difference has arisen from the treasurer's having received the fees on a lottery grant which was not presented to be checked within the political year.

The statement of warrants drawn on the treasurer in the last political year by the executive is in the usual form; the committee deem it important, that that document should be taken and considered a part of their report, as it shews in detail for, and on what account, and on what fund those warrants were drawn. The aggregate amount of the warrants drawn by the executive department on the different funds appropriated as stated in that document, will seldom agree with the reports of the treasurer and comptroller, inasmuch as a number of those warrants are not presented to the treasurer for payment previous to the 31st day of October, which is the close of the political year.

It appears to your committee from the reports of the treasurer that there have been paid into the treasury during the last political year, the following sums, viz :

State stock, -	-	-	-	-	215 02½
General tax of 1810	-	-	-	-	483 00
do 1816	-	-	-	-	28 12
do 1820	-	-	-	-	4,122 91
do 1821	-	-	-	-	6,274 40
do 1822	-	-	-	-	81,896 10¾
do 1823	-	-	-	-	16,819 79
Direct tax, 1813	-	-	-	-	257 32
do 1814	-	-	-	-	674 57
Vendue tax	-	-	-	-	1,899 16½
Dividends on Augusta Bank Stock	-	-	-	-	12,000 00
do Darien do	-	-	-	-	26,000 00
do Steam-boat stock	-	-	-	-	8,000 00
Bedney Franklin, Solicitor-general	-	-	-	-	2,067 56
Bonds for fractions in Baldwin, and Wilkinson, L. C.	-	-	-	-	2,244 75
do " and square lots, sold in 1811	-	-	-	-	1,300 14
do " sold under act of 1820	-	-	-	-	13,580 10½
do forfeited land	-	-	-	-	849 49
do rent of fractions	-	-	-	-	5,221 67¾
do " property at Fort Hawkins	-	-	-	-	116 74
do lots in Macon	-	-	-	-	2,976 18
Notes for rent of reserved lots	-	-	-	-	244 78
Land reserved at Macon	-	-	-	-	2,264 25
Lots " by land act of 1818	-	-	-	-	3,452 73
Fractions " " " 1818	-	-	-	-	12,845 49½
do " " " 1821	-	-	-	-	60,400 93¾
Tax on Bank Stock	-	-	-	-	8,771 89
Trustees of the University	-	-	-	-	10,846 16½
Lots fraudulently drawn in the lottery of 1820	-	-	-	-	254 25
Land drawn for in the lottery of 1820	-	-	-	-	15 054 00
do " " " 1821	-	-	-	-	28,961 00
Fund raised by tax on pedlars	-	-	-	-	130 00
do " fees on grants for land in Baldwin and Wilkinson L. C.	-	-	-	-	36 45

do	"	"	on grants for reverted lots in	do	100 00
do	"	"	" " " Wilkin-		
			son, Baldwin and Wayne	-	30 00
do	"	"	on grants for fractions sold under act		
			of 1822 - - - -	-	26 00
do	"	"	on grants for land sold under act of		
			1823 - - - -	-	20 00
do	"	"	" lots in Macon	-	1 00
do	"	"	on grants and testimonials, paper,		
			medium \$115, - - -	-	289 00
					<hr/>
					\$330 754 99 $\frac{1}{2}$
For balance in the Treasury on the 31st of Oct. 1823,					425,775 60 $\frac{1}{2}$
					<hr/>
					\$756,530 60

The following sums were paid for President's and Speaker's warrants, and warrants drawn by his excellency the Governor on the Treasurer, between the 1st of November 1823, and the 31st day of October, 1824.

President's and Speaker's warrants	-	-	41,393 10
Fund for the redemption of the public debt	-	-	12,035 29
Land Fund	-	-	1,733 10
Civil establishment, 1821	-	-	56 25
do 1823	-	-	7,125 00
do 1824	-	-	18,635 73
Special Appropriation, 1822	-	-	8,000 00
do 1823	-	-	5,236 25
do 1824	-	-	7,096 40
Contingent Fund, 1823	-	-	2,535 95 $\frac{1}{2}$
do 1824	-	-	6,734 55 $\frac{1}{2}$
Military disbursements 1823	-	-	1,236 53
Appropriation for Printing for 1824	-	-	14,081 27 $\frac{1}{2}$
do the Penitentiary for 1824	-	-	9,379 38
do County Academies	-	-	18,502 01
Land Fund of 1823	-	-	4,756 12
			<hr/>
			\$158,526 94 $\frac{1}{2}$

After deducting this sum from the amount remaining in the Treasury on the 31st day of October 1823, and the receipts of the last year, it leaves now in your Treasury,

598,003 65 $\frac{1}{2}$

Which balance consists of the following denomination of bank notes, specie, and deposits, to-wit:

State Bank notes,	-	-	\$258,800 00
Darien do	-	-	215,000 00
Augusta do	-	-	43,405 00
Planters' do	-	-	29,570 00
United States do	-	-	285 00
French crowns and half crowns,	-	-	1,038 40

Dollars, half dollars, and small change, - - -	208 40
Deposited in the Darien Bank and passed to the credit of the Treasurer, - - - - -	49,696 80½
	<hr/>
	\$598,003 65½
	<hr/>

The committee believe that the practical part of internal improvement cannot now be commenced with any probability of success, as any effort to apply your funds without the aid of surveys and estimates, would be hazardous and chimerical. A period therefore of several years must elapse before those surveys and estimates can be made, and before any efficient measures can be taken for the consummation of this purpose. Whilst these difficulties exit to retard, what is deemed a policy, whose tendency is incalculably beneficial, your committee would respectfully suggest that the attention of the legislature be early directed to it, in making such provision as would necessarily and ultimately secure its complete accomplishment. They are further urged in making this suggestion, by the fact, that at this time the amount of monies in your treasury is about 700,000 dollars, which is daily accumulating in a proportion far exceeding the ordinary expenses of government. It is almost needless to observe that this sum being inactive, must necessarily be unproductive, and that its protection and security rests on one or two locks and a feeble guard of three or four persons. Possessing then the means, and acknowledging the policy of improving the county, it is respectfully recommended that a liberal provision be made for the attainment of this object. A reference to the former part of this report, will disclose the cause why an immediate use of the sum in your treasury cannot be immediately applied to internal improvement with any hope of success. It is therefore respectfully recommended to the legislature, to authorise the treasurer, under the direction of his excellency the governor, to invest such a portion of the monies now in your treasury as you may deem proper, in such productive stock as the executive may deem most for the interest and benefit of the state.

The committee beg leave further to report, that it appears from the comptroller-general's report, that the gross amount of taxes assessed upon the citizens of the several counties of this state, are as follows :

<i>Counties.</i>	<i>Year.</i>	<i>Amount Taxes.</i>	<i>Counties.</i>	<i>Year.</i>	<i>Amount Taxes.</i>
Appling	1823	\$302 42	Jasper	1823	4475 36
Baldwin	"	4054 90	Jones	"	4118 59
Burke	"	3456 81	Jefferson	"	2192 33
Bullock	"	744 61	Laurens	"	1535 79
Bryan	"	860 10	Liberty	"	2670 16
Bibb	"	675 42	Lincoln	"	1575 37
Camden	"	2881 88	Madison	"	780 91
Chatham	"	19,990 28	McIntosh	"	3316 62
Clarke	"	2670 83	Monroe	"	1324 94
Columbia	"	3565 32	Montgomery	"	512 95
Crawford	"	221 77	Morgan	"	4413 54
Decatur	"		Newton	"	1150 53
Dooly	"	82 26	Oglethorpe	"	4082 51
DeKalb	"	384 58	Pulaski	"	1065 04
Effingham	"	996 79	Putnam	"	4362 00
Elbert	"	3226 34	Pike	"	338 79
Earley	"	286 68	Rabun	"	87 58
Emmett	"	527 86	Richmond	"	14,160 94
Fayette	"	275 65	Scriven	"	1492 31
Franklin	"	1791 92	Tattnall	"	607 70
Glynn	"	1200 68	Telfair	"	449 75
Greene	"	4221 82	Twiggs	"	2444 65
Gwinnett	"	1098 15	Walton	"	1196 57
Habersham	"	718 76	Warren	"	2766 28
Hall	"	962 56	Washington	"	2549 37
Hancock	"	3910 68	Wayne	"	320 92
Henry	"	610 14	Wilkes	"	5727 60
Houston	"	191 50	Wilkinson	"	1307 25
Irwin	"	82 63			
Jackson	"	1975 94			\$132,995 63

The committee are unable to ascertain the net amount of the general tax paid into the treasury. They have reasons to believe that fifteen per cent is a reasonable and nearly a correct deduction which ought to be made from the gross amount for the collector's and receiver's commissions, insolvents, defaulting tax collectors and sheriffs.

The committee beg leave further to report that the following list of defaulting tax-collectors exhibits the amount for which executions have been issued against them and their securities (where security has been given) by the treasurer and comptroller-general also the amount reported to be due by the same defaulting tax-collectors by the comptroller general at the commencement of the present session of the legislature, together with the dates of the executions, viz.

<i>Collector's Name.</i>	<i>County.</i>	<i>Year.</i>	<i>Amount of Execution.</i>	<i>Am't reported by the Comptroller.</i>	<i>Date of Executions.</i>
† Randolph McGillis,	Camden	1800	\$815 52	\$278 27	April 10, 1807.
Do.	"	1801	1210 55	210 55	do.
† John M. Lindsey	"	1802	1520 05½	181 00	Aug. 20, 1805.
† John Boog	"	1803	1207 81	195 74	April 10, 1807.
Do.	"	1804	1447 00	558 75	do.
† Joseph Crews	"	1805	993 01½	474 25	March 18, 1812.
Do.	"	1806	903 02		do.
Do.	"	1807	1356 95½	1356 95	do.
† William Scott	"	1808	443 86½	144 38	March 15, 1814.
Do.	"	1810	1800 55	538 62	do.
Do.	"	1811	2034 26½	434 26	do.
Do.	"	1812	212 37	245 80	Nov. 30, 1816.
Do.	"	1813	1037 31	638 00	do.
Do. (direct)	"	"	1288 65	459 00	do.
Do.	"	1814	2703 07	3003 39	do.
James Wiley	Franklin	1800		113 29	
Hezekiah Terrell	"	1813		155 00	
James Terrell, (direct tax)	"	1814		199 51	
Richard Allen	"	1815		234 04	
George A. Davidson	Bryan	1806		120 61	
† R. I. Keating	"	1807	699 15		Feb. 7, 1809
Do.	"	1809	724 96	224 96	March 20, 1812.
Do.	"	1810	774 02	224 02	do.
Do.	"	1811	825 23	82 52	Sept. 2, 1814.
† John Waddell,	Clark,	1802		147 23	
Peter H. Collins	Columbia	1807	99 00½	47 43	March 23, 1815.
Benj. S. Lanier,	Scriven	1807	245 73	229 36	do.
Do.	"	1808	279 58½	113 89	do.
Do.	"	1810	1098 65	268 90	do.

John Emanuel (direct tax)	Scriven	1816	31	95	183 45	April 20, 1820.
Wm. Williamson	"	1817			237 20	
Benj. Williamson	"	1819	186 71		204 58	March 19, 1821.
William Oliver	"	1820	1138 44		1301 06	May 20, 1823.
James Boston	"	1822	289 41		478	March 10, 1824.
James Powell	Glynn	1805	334 43		454 97	March 4, 1814.
Do.	"	1806	281 95		405 54	Dec. 2, 1814.
Do.	"	1807	230 30½		230 30	March 18, 1812.
Do.	"	1808			73 27	
Do.	"	1809	1286 44½		382 94	do.
Do.	"	1810			3 15	
Robert Leach	"	1811	1451 60½		11 74	April 12, 1815.
Do.	"	1813			321	
John Burnett, Jr.	"	1814	1326 85		1474 27	April 20, 1820.
James Kennedy,	"	1815	1502 65		990 93	do.
William Piles	"	1816 & 1817	2749 68		3055 16	do.
Robert Payne	"	1818	990 23		1131 33	do.
William Purvis	"	1819	1178 74		359 74	March 20, 1821.
Do.	"	1821	443 70		134 50	May 10, 1823.
John Harris	Liberty	1811			387 12	
John Stewart	"	1819			168 28	
John Wynn	"	1820			470	Dec. 19, 1822.
Benj. Mill, Jr.	"	1821	137 26		456 48	do
Do.	"	1801	2426 64		209 35½	April 15, 1807.
Murdock L. McLeod,	McIntosh	1803	1041 16		1041 16	do.
John Cowper	"	1804	1165 14½		1165	do.
Do.	"	1805	1199 04½		1199 04	do.
Do.	"	1807	975 39½		975 40	April 12, 1812.
Do.	"	1808	1359 66		135 96	do.

William A. Deuham	"	1812	102 05	1000 12	Feb. 24, 1814.
William D. Taylor	"	1814	1194 53	1185 36	April 20, 1820.
James Belcher	Chatham	1803	1996 38½	1996 38	April 10, 1807.
Peter Devaux	"	1809	15,850 14½	8437 37	April 12, 1813.
Do.	"	1810	14,112 69	13,119 75	Feb. 24, 1814.
William Noble	Morgan	1808		20 72	
Eppls Dukes	"	1811	807 84	269 10	April 12, 1813.
Cyrus Bellingslea	"	1812	112 29	183 19	Dec 2, 1814.
Jere Sparks	"	1815		275 57	
Thomas Roberts	"	1822	3687 32	3324 07	Feb. 18, 1824.
Thomas Hughes	Jackson	1813	104 09	307 63	April 20, 1820.
Nathan McCall	Bullock	1812		56 14	
Joseph Hagen	"	1822	157 18	242 41	March 25, 1824.
John Bishop	Hancock	1811	3165 50	66 71	April 12, 1813.
Alexander Bonner	"	1814		280 72	
Simmons Butts	"	1819	3654 08	3195 93	Jan. 12, 1820.
Green Mitchell	"	1821	3411 49	648 83	Feb. 28, 1824
John Bird	"	1823	335 33	845 29	April 15, 1824.
Daniel S. Pierce	Wilkinson	1812	527 71	386 71	August 12, 1814.
Thomas T. Preswood	"	1816		141 14	
Isaac Hall	"	1821	1137 37	1297 53	May 10, 1823.
James Lockhart	Lincoln	1808	493 39½	177 46	March 18, 1812.
John Hobson	Jones	1810		220 86	
Collin Pope	"	1812	679 54	254 54	March 15, 1814.
Samuel Burnett	Telfair	1811		22 64	
John Dericott	Wilkes	1806	1187 89	437 89	Feb. 7, 1800
Do.	"	1807	3634 44	435 19	do.
Do.	"	1808	3917 06	3917 06	March 20, 1810.
David Kemp	Wayne	1818		9 77	
Do.	"	1819		61 55	

Jonathan Knight	"	1821	128 65	271 29	April 25, 1824.
Do.	"	1822	350 18	400 18	do.
David Brown,	Jefferson	1815	79 73	204 53	1820.
Jere Loftin	Laurens	"		141 04	
Alfred Thompson	"	1818	1097 56	743 33	April 1820.
Lemuel Owens	Putnam	"	2302 85	532 68	do.
Do.	"	1819	4173 14	4837 91	July 19, 1821.
Silas Overstreet	Tattnall	1818	418 96	478 75	do.
Do.	"	1819	402 02	466 11	do.
Do.	"	1820	460 45	526 19	June 11, 1823.
Joseph Durunce	"	1822	557 58	637 22	April 25, 1824.
Thomas H. Handley	Richmond	1819	8746 12	11202 56	July 19, 1821.
James Loyless	Warren	"	2136 69	295 90	do.
Do.	"	1820	2202 64	2517 86	uly 5, 1822.
William A. Carr	Early	"		43 59	
William Waller, sen.	Washington	"	2151 24	596 08	May 24, 1022.
Do.	"	1821	2181 92	2572 63	May 10, 1823.
Henry L. Jones	Baldwin	"	1078 90	671 10	Feb. 28, 1824.
Sherwood Malone	Jasper	"	360 16	969 88	May 10, 1823.
John Payne	"	1822	1185 24	1172	eb. 19, 1824.
Philip Bosworth	Fayette	"	164 73	188 25	do.
Spencer Riley	Houston	"	149 54	170 90	July 25, 1824.
Alexander Bell	Rahun	"		23 33	
Ralph Cobb	"	1820	10 94	12 50	May 20, 1824.
John Greene	"	1821	29 39	33 57	do.
C. Gogle, (direct tax)	Chatham	1813	1451 99	789	May 1820.
William Scott, (O. T.)	Camden	"	1288 66		Nov. 30, 1816.
Jeremiah Loftin	Laurens	1815		570	
Jeremiah Sparks	Morgan	1816		350	

The difference which appears in the foregoing statement, between the amount for which executions have issued, and the comptroller's report, arises principally from payments having been made into the treasury by defaulting tax collectors subsequent to the date of the execution, and from the comptroller not deducting the commissions of the collector and receiver and the insolvent list.

The committee have ascertained satisfactorily that whenever the proper credits are given for commissions and insolvent lists, the accounts of a large portion of the collectors reported as now in default will be balanced or nearly balanced. The committee therefore for the purpose of closing those accounts recommend that the comptroller be instructed to issue executions in all cases herewith reported, wherein it shall satisfactorily appear to him that balances are due to the state, and where it does appear to the comptroller that the defaulting tax collectors reported by him as such, are not in arrears to the treasury, the comptroller shall balance or close such accounts, and such collector shall not again be reported to the legislature as a defaulter.

It appears to the committee that the balances reported to be due by Peter Devaux, collector of Chatham county, John Dericott of Wilkes county, Thomas H. Handley of Richmond, who are reported to be indebted to the state in large amounts, and other collectors who are indebted to the state in inconsiderable sums, are considered by the committee as lost to the state. It is therefore deemed unnecessary for the comptroller to again notice them in his annual report.

The committee are informed that a number of the executions issued by the treasurer and comptroller have gone into the hands of the sheriffs. That the state has been defrauded out of large sums of money by the collusion and management of the sheriffs and collectors and their securities and their property sold for a less sum than its real value, and in some instances sheriffs have collected money under executions issued by the treasurer and comptroller and have become insolvent or fled from the state, and in some instances sheriffs have collected the whole or a part of the monies from defaulters, and have neither returned the execution or paid over the money to the treasury. The committee therefore recommend the adoption of the following resolution:

Resolved, That it shall be the duty of the comptroller-general where he has reason to believe that fraud or collusion has taken place between any sheriff and a defaulting tax collector or his securities in the sale of property or otherwise, it shall be his duty to instruct the attorney or solicitors-general to make a strict enquiry into such fraudulent transactions, and report the facts to the comptroller, and upon the receipt of such reports it shall be his duty immediately to lay the same before the executive department. And his excellency the governor is requested to order a suit or such other proceedings as he may deem advisable for the recovery of monies due the state under these circumstances, and that in all cases where executions have heretofore been issued by the treasurer or comptroller-general and the same shall have been lost, and the comptroller be and he is hereby authorised and required to issue a new execution against such defaulting tax collector.

STATEMENT OF WARRANTS

SEEN. Drawn on the Treasurer during the political year eighteen hundred and twenty-four, or between the first Monday in November eighteen hundred and twenty-three, and the first Monday in November eighteen hundred and twenty-four.

Date.	No.	In whose favor drawn.	For what purpose drawn, and to what Fund chargeable.	Dolls.	Cts.
<i>Drawn chargeable to account of Military Appropriation for 1823.</i>					
1823. Nov.	7	1 Richard H. Long	For his pay, transportation, rations, &c. for services rendered as brigade inspector of the first brigade of the fourth division, rendered the present year, as per account rendered,	62	
	7	2 Philip T. Schley	For his pay, transportation, rations, &c. as brigade inspector of the second brigade of the second division, for services rendered the present year, as per account rendered,	36	20
	17	6 Benjamin Baker	For his pay, transportation, rations, &c. as brigade inspector of the second brigade of the fifth division, for services rendered the present year, as per account rendered,	51	50
	19	7 Thomas Dawson	For his pay, transportation, rations, &c. as brigade inspector of the second brigade of the third division, for services rendered the present year, as per account rendered,	30	17
	20	8 John C. Gregory	For his services as a member of the court-martial convened at Lexington on the 28th of September 1820, for the trial of capt. Henry Mitchell, as per certificate of the president of the court,	13	53

184	9	David Kramer	For making three frames to place ammunition on in the magazine, done pursuant to the direction of the military committee, as per certificate of the military store keeper,	10
Feb.	2	Francis M. Stone	For his 1st quarters' salary as military store-keeper at Savannah,	60
	16	William Beall	For his services as brigade inspector of the second brigade, fourth division, in the present year, as per account,	72
April	20	J. P. Boyshires & J. Bryan	For their services as members of the court-martial for the trial of captains Pearce & Womack, convened in Jacksonboro', as per certificate of the president of the court,	33 33
	20	Robert Todd	For his services as a member of the court martial for the trial of captains Pearce and Womack,	26
May	3	Francis M. Stone	For his 2d quarters' salary as military store keeper at Savannah,	60
	5	John Myers	For his services as judge advocate at the court martial for the trial of captains Pearce and Womack,	33 92
	6	Thomas Greene	For his services as a member of the court-martial for the trial of captains Pearce and Womack,	18 66
	20	S. W. Rhoads	For his services as a member of the court-martial for the trial of captains Pearce and Womack,	24
June	1	George W. Evans, Jr.	For his services as a member of the court-martial for the trial of captains Pearce and Womack,	27 20
	6	John A. Bealick	For his services as brigade inspector of the 2d brigade, 1st division, in the present year, as per account,	80
	8	L. S. Day & J. W. Bellwell	For their services as members of the court-martial for the trial of captains Pearce and Womack,	58 66
	9	William C. Wayne	For his services as brigade inspector of the 1st brigade 1st division, in the present year, per account,	80
	14	J. C. Gentry & J. Newton	For their services as members of the court-martial for the trial of captains Pearce and Womack,	46.

28	212	David T. Smith	For his services as president of the court-martial for the trial of captains Pearce and Womack,	29	06
28	213	James O. Abbott	For his services as a member of said court-martial,	32	
Aug.	2	255 Francis M. Stone	For his 3d quarters' salary as military store keeper at Savannah,	60	
Sept.	23	292 Tandy D. King	For his services as brigade inspector of the 2d brigade 5th division in the present year, as per account,	60	
	29	295 John Bozeman	For cleaning 22-rusty muskets, lately received at the arsenal, as per account rendered,	16	65
	30	296 Pulaski S. Holt	For his services as brigade inspector of the 1st brigade, 3d division, as per account rendered,	40	
Oct.	30	324 Francis M. Stone	For his 4th quarters' salary as military store-keeper at Savannah	60	
				84166	53

Drawn chargeable to account of Special Appropriation of 1822.

Nov.	12	4	Asbury Hull	For the amount authorised to be paid semi-annually, by an act of the 21st December 1821, there being no dividends declared for the last six months on the bank stock granted to the university,	4,000
May	29	192	Asbury Hull	For the amount authorised to be paid by an act of the 21st December 1821, there having been no dividends received at the treasury the last six months on the bank stock granted to the university,	4,000
				88,000	

Drawn chargeable to account of Special Appropriation of 1823.

Nov. 12 S Asbury Hull

For the amount to be paid out of the monies arising from the sale of fractions previous to 1821, it being the balance of the appropriation for the erection of a collegiate edifice at Athens,

4,700

\$4,700

Drawn chargeable to account of Special Appropriation of 1824.

Dec. 20 20 John W. Hunter

For the amount appropriated for him by an act of this date, as agent of the state appointed to co-operate with the senators and representatives in congress from this state, in such measures as they may advise and direct for the establishment of the claims of the militia of Georgia, for services rendered in the years 1792, 3, 4,

300

20 21 J. Blair, J. Wellborn, and
C. Wellborn

For the amount appropriated for them by an act assented to this day, for their services, the two first as commissioners, and the latter as clerk at the proposed treaty with the Cherokee Indians

632

22 22 William Triplett

For the amount appropriated for him by an act of the 20th inst. for services rendered by him as clerk to the commissioners at the proposed treaty with the Cherokees,

200

22 24 Cicero Holt

For the amount appropriated for him by an act of the 20th inst. for services rendered in collecting money for the state during the past political year,

105

Jan. 12 39 Yelverton P. King

For the amount appropriated for him by an act of the 20th December last,

199

Feb. 2 76 John C. Easter

For his first quarters' salary as adjutant-general,

50

Feb.	27	Peter Fair	25
	78	R. A. Greene, M. Pryor	31 25
	79	Edward Cary	56
	80	John Bozeman	56
	81	William Green	56
	82	John Bozeman	100
	83	The Commissioners	90
	96	William Triplett	75
	97	James Webb	230 50
	98	Roger L. Gamble	24 15
	100	James Bozeman	40
	107	John Mercer	580

For winding up the clock, sweeping the stair-case, passages, &c. during the first quarter, 25

For taking care of the senate and representative chambers, carpets, desks, &c. airing and scouring the rooms, during the 1st quarter, 31 25

For his services as inspector of the penitentiary the 1st quarter, do 56

do do do do 56

For his pay as military store keeper at Milledgeville during the first quarter, 100

For part of the appropriation made by the act of the 20th December last for contingent expenses of the fraction sales, 90

For the amount allowed him quarterly by an act of the 22d December last, for additional services and duties required of him by said act as comptroller-general, 75

For the amount allowed him by an act of the 20th December last, for his services in laying out and marking with durable posts the town of Macon, 230 50

For the amount appropriated him by an act of the 20th December last, for services rendered in collecting money for the state as attorney-general, 24 15

For the amount appropriated for him by an act of the 20th December last, for examining, correcting and adding up the returns made by the commissioners appointed by the state to sell the fractions in Walton, Gwinnett, Hall, Habersham and Rabun, 40

For his services as a commissioner of fractional sales under the act of 23d December 1822, 580

27	110	Edward Conner	For his services as a commissioner of fraction sales under the act of 23d December, 1822,	1608
	111	James Rousseau	For his services as a commissioner of fraction sales under the act of 23d December, 1822.	544
	112	William Green	For his services as a commissioner of fraction sales under the act of 23d December, 1822,	216
	113	The Commissioners	For the balance of the appropriation made by the act of 20th December for contingent expenses,	60
	114	Theodorick Montfort	For his services as a commissioner of fraction sales,	536
April 21	155	J. Baker adm. of A. Love,	For Amos Love's services as a commissioner of fraction sales,	240
May 3	161	William Triplett	For the amount allowed him quarterly by an act of the 22d December last, for additional services and duties required of him by said act as comptroller-general,	75
	162	John C. Easter	For his his second quarter's salary as adjutant-general,	50
	163	Peter Fair	For winding up the clock, sweeping the stair case, passages, &c. second quarter,	25
	164	R. A. Greene, M. Pryor	For airing, scouring and taking care of the senate and representative chambers, &c. second quarter,	31 25
	165	Edward Cary	For his services as an inspector of the penitentiary the 2d quarter, as per account rendered,	56
	166	John Bozeman	For his services as an inspector of the penitentiary the 2d quarter, as per account rendered,	56
	167	William Green	For his services as an inspector of the penitentiary the 2d quarter, as per account rendered,	56
	168	John Bozeman	For his services as military store-keeper at Milledgeville the second quarter,	100
June 19	208	B. Liles, J. Fort Jr. and J. Oneal	For the amount appropriated by an act of the 19th December last, to erect a bridge over the lagoons at the river Alatomaha, at Fort Barrington,	1,000

Aug.	2	247	William Triplett	For the amount allowed him quarterly by an act of the 22d December last, for additional services and duties required of him by said act as comptroller-general.	75
		248	John C. Easter	For his third quarter's salary as adjutant-general,	50
		249	Peter Fair	For winding up the clock, sweeping the stair case, passages, &c. during the third quarter.	25
		250	R. A. Green, M. Pryor	For airing, scouring and taking care of the senate and representative chambers &c. the third quarter.	31
		251	Edward Cary	For his services as an inspector of the penitentiary the third quarter, as per account,	25
		252	John Bozeman	For his services as an inspector of the penitentiary the third quarter, as per account,	56
		253	William Green	For his services as an inspector of the penitentiary the third quarter, as per account,	56
		254	John Bozeman	For his 3d quarter's pay as military store keeper at Milledgeville	100
Oct.	30	326	William Triplett	For the amount allowed him by an act of the legislature, passed the 22d December last, for additional services and duties required of him by said act as comptroller-general.	75
		327	John C. Easter	For his fourth quarter's salary as adjutant-general.	50
		328	Peter Fair	For winding up the clock, sweeping the stair case, passages, &c. fourth quarter,	25
		329	R. A. Greene, M. Pryor	For airing, scouring and taking care of the senate and representative chambers, &c. fourth quarter,	31
		330	Edward Cary	For his services as inspector of the penitentiary in the fourth quarter, as per account,	56
		331	John Bozeman	For his services as inspector of the penitentiary in the fourth quarter, as per account,	56
		332	William Green	For his services as inspector of the penitentiary in the fourth quarter, as per account,	56

333 John Bozeman

For his fourth quarter's pay as military store keeper at Mill-
ledgeville,

100

\$7,401 65

Drawn chargeable to account of Appropriation for Printing, for 1824.

Dec. 22	25	Frederick S. Fell	For printing done for the state between December 1819, and De- cember, 1823, as per account,	217 50
23	27	C. E. Bartlet	For printing done for the state between the 15th April and 30th September, 1823, as per account rendered,	82 75
Jan. 10	36	James Camak	For printing the laws and journals of the legislature of 1822, as per account rendered,	4,834 72
	37	James Camak	For printing 1000 copies of the report of the committee of the house of representatives on col. Hammond's case, agreeable to contract with the printing committee, and for printing blanks for the treasurer as per account rendered,	585
	38	Camak & Ragland	For printing done for the surveyor-generals office in the years 1822 and 1823, as per account,	109
Feb. 27	47	William J. Hobby	For advertising the sale of tractions in the late acquired territo- ry, as per account rendered,	148 50
Feb. 21	106	John Millen	For one year's subscription to the Darien Gazette, and for pub- lishing a letter from the secretary of war on the subject of citi- zens claims in 1823, as per account rendered,	6 87
May 7	185	Frederick S. Fell	For publishing in the Savannah Republican the sale of lots in Macon, as per account,	10
27	190	Grantland & Orme	For printing for the executive and secretary of state between the 19th May 1823, and 19th May 1824,	438 63

7	33	Carter & Crawford	For sixty cords of fire-wood furnished in November and December last for public use,	120
13	40	Elisha Wood	For the purpose of paying small incidental and contingent expenses,	300
14	42	Isaac Horn	For the amount allowed him under a resolution of the legislature approved the 5th day of December, ult. for his expenses in apprehending, securing and bringing James Covey from the state of Alabama to Wilkinson county in state, as per account,	83
21	44	Thomas M. Bradford	For postage on letters, newspapers, &c. from the 20th Oct. 1823 to 21st January 1824, as per account,	182 57½
23	46	Wiley & Baxter	For one ream of superfine letter paper purchased of them for public use,	6 75
29	49	Foard & Malone	For letter paper &c. purchased of them for public use, as per account rendered,	21
Feb. 2	85	Abner Hammond	For civil and military commissions, writs of dedimus potestatem, blank bonds, &c issued pursuant to executive orders between the 3d and 21st November, 1823, as per account,	47
"	86	Everard Hamilton	For civil and military commissions, writs of dedimus potestatem blank bonds, &c. issued pursuant to executive orders since the 24th November last, as per account rendered,	754 50
"	87	Peter Fair	For the pay of the guard kept in the state house of nights during the first quarter, as per account,	237 50
"	88	Peter Fair	For his 1st qr's pay as messenger to the executive department,	100
18	104	John Cumming & Son	For stationary furnished by them for public use, as per account,	135 58
"	105	Thomas B. Stubbs,	For a carpet furnished for the executive office, &c.	79 68
28	116	Richard Houghton & Co.	For one year's subscription to the "Washington Republican" up to the 7th inst. as per account,	8
"	117	Leonard Perkins	For penknives furnished for public use, as per account,	6

March 6	119	Peter N. Fair	For riding express with instructions from the executive to the solicitor general of the Fifth circuit to bring suit against William W. Brown and securities on the bond given for the rent of the ferry at Fort Hawkins,	10
8	120	John Bozeman	For cleaning fifty rusty muskets which had been loaned out, as per account rendered,	37 50
13	122	Thomas M. Bradford	For postage on letters and newspapers between the 22d January and 12th March 1824, as per account,	160 39
19	124	William Thomas	For repairs done on the government house and lot, and materials for the same, as per account,	239 75
April 16	128	John Wootan	For the amount of his insolvent list as tax collector of Baldwin county for the year 1822,	112 87½
21	132	James Finigan	For furnishing materials and painting two rooms in the government house, as per account,	75
May 1	137	Joel Rivers	For carrying the laws and journals of the last session of the legislature, laws of the United States, &c. to twelve counties, as per contract,	67 50
3	170	Everard Hamilton	For civil and military commissions, writs of dedimus potestatem blank bonds, &c. issued pursuant to executive orders during the second quarter, as per account rendered,	308 62½
"	171	Peter Fair	For the pay of the guard kept in the state-house of nights during the second quarter, as per account,	240
"	172	Peter Fair	For his 2d qr's salary as messenger to the executive department, as per cash paid postage on letters to him on public business, as comptroller general since first December last,	100
4	179	William Triplett	For making a general index to the journals of the senate up to the year 1800, pursuant to a resolution of the legislature approved the 22d December, 1823,	5
"	180	William V. Hansell		250

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June	181 Willis P. Baker	For carrying the laws and journals of the last session of the legislature, the pamphlet laws from 1820 to 1822 inclusive, the laws of the United States, and digests of the laws of this state to Early and Decatur counties, as per contract, 25	25
	27 191 Thomas M. Bradford	For postage on letters, newspapers and pamphlets from 13 March to the 23d May inst. as per account, 239 75	239 75
	194 S. Buffington W. Lyon.	For the amount of fees paid for a grant for lot No. 160 in the 25th district Wilkinson county, erroneously issued to James Parr of Richmond county the 12th December 1810, which grant was made void by executive order, and said lot of land granted to James Pace of Richmond county of the 6th September, 1811, or an advance made by him to Charles Ingram for riding express to carry papers in the case of the state vs. William W. Brown and securities, as per account rendered, 12	12 15
	7 198 Charles J. McDonald	For carrying the laws and journals of the last session of the legislature the laws of the United States to sixteen counties as per contract, 109	109
	9 201 Samuel B. Tarver	For his insolvent list as tax-collector of Chatham county for the year 1822, 22 75	22 75
	16 205 David F. Wilson	For repairs done on the small room attached to the executive office, as per account rendered, 16 50	16 50
	17 206 Peter Jailet	For carrying laws and journals to 16 counties, as per contract, 85	85
	207 Peter Jailet	For carrying laws and journals to 13 counties, as per contract, 69	69
	30 214 Thomas Glover	For transporting public arms from Marion to Milledgeville, as per contract with Gen. Wimberly, 16	16
July	13 217 Rees, Welch & Allen,	For transporting 27 boxes muskets from Augusta to Milledgeville at \$1 50 per hundred pounds, 130 41	130 41
	26 218 William C. Dawson	For making a general index to the journals of the house of repre-	

		setatives up to the year 1800, pursuant to a resolution of the legislature, approved the 22d December, 1823,	375
"	219 P. F. Jaillet, A. B, Davis	For services rendered in assisting to enroll bills of the last legislature, agreeable to a resolution approved the 22d December, 1823,	12
30	222 Thomas M. Bradford	For postage from the 24th May to this date, as per account,	162 95
Aug.	2 256 Everard Hamilton	For civil and military commissions, writs of dedimus potestatem, blank bonds, &c. issued pursuant to executive orders during the third quarter, as per account rendered,	247
"	257 Peter Fair	For the pay of the guard kept in the state house of nights during the 3d quarter as per account,	240
"	258 Peter Fair	For his 3d qr's salary as messenger to the executive department,	100
9	268 William Y. Hansell	For making a general index to the journals of the senate from the year 1800 to the year 1821 inclusive, pursuant to a resolution approved the 22d December, 1823,	750
21	281 Editor National Advocate	For one year's subscription to the "National Advocate," ending the 15th December, 1824,	10
Oct.	30 335 Everard Hamilton	For civil and military commissions, writs of dedimus potestatem, blank bonds, &c. issued pursuant to executive orders, during the fourth quarter, as per account rendered,	277 37½
"	236 Peter Fair	For the pay of the guard kept in the state house of nights the fourth quarter, as per account,	240
"	237 Peter Fair	For his pay as messenger to the executive department during the fourth quarter,	100
"	343 Geo. R. Clayton	For the amount of his account for cash paid postage on letters to him on public business between the 31st October 1823 and this date, and for binding three volumes of treasurer's checks,	23 25
			<hr/>
			87 425 43

Drawn chargeable to account of Land Fund.

Jan. 22	45	William Varner	For eleven days service at four dollars per day as a commissioner for selling the fractions in the counties of Appling, Early, Irwin and Telfair, as per account rendered,	44
Mar. 22	127	The commrs of Macon	For their services in selling lots in said town, as per account,	136
April 30	136	Ethan Melton	For his commission of five per cent on the amount sales made by him of the fractions and lots No. 10 and 100 lying in Walton county, pursuant to an act of the legislature of the 20th December, 1823, as per certificate of the treasurer,	633 41
May 7	184	John McConnell	For his commission of five per cent on the amount sales made by him of the fractions and lots lying in Hall county, pursuant to an act of the 20th December 1823, as per certificate of the treasurer,	412 85
June 10	204	Benj. F. Thompson	For his commission of five per cent on the amount sales made by him of the fractions and lots lying in Habersham county, pursuant to an act of the 20th December, 1823, as per certificate of the treasurer,	233 09
22	210	William Nesbit	For his commission of five per cent on the amount sales made by him of the fractions and lots lying in G. innett county, pursuant to an act of the 20th December, 1823,	273 75
				<hr/>
				<u>\$1733 10</u>

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Drawn chargeable to account of Land Fund of 1823.

Nov. 25 10 Benjamin H. Sturges For his fees on 516 grants for land in the 3d and 4th lotteries at 50 cents each, and on two in Wayne county at one dollar

Feb. 2	89	Abner Hammond	and fifty cents each, passed between the 3d and 23d instant, inclusive, For his fees on 436 grants for land in the 3d and 4th lotteries at 60 cents each, and 2 in Wayne county at \$1 50 each, passed between the 3d and 24th November last,	260 50
	90	Everard Hamilton	For his fees on 1586 grants for land in the 3d and 4th lotteries at 60 cents each, and on 15 in former lotteries at \$1 50 each, passed since the 23d November last,	264 60
	[91	Thomas Mitchell	For his fees on 1506 grants for land in the 3d and 4th lotteries, at 50 cents each, and on 5 in former lotteries at \$1 25 each, passed since the 23d November last,	959 10
	92	James Bozeman	For his fees on 516 grants for land in the 3d and 4th lotteries, at 8 cents each, and on 2 in former lotteries at 25 cents each, passed between the 3d and 23d November last,	759 25
	93	William Triplett	For his fees on 1506 grants for land in the 3d and 4th lotteries at 8 cents each, and on 5 in former lotteries, at 25 cents each, passed since the 23d November last,	41 78
	94	George R. Clayton	For his fees on 2022 grants for land in the 3d and 4th lotteries, at 8 cents each, and on 7 in former lotteries at 25 cents each, passed during the first quarter,	121 73
	95	Secretaries Executive Dep't	For their fees on 2022 grants for land in the 3d and 4th lotteries, at 8 cents each, and on 7 in former lotteries at 25 cents each, passed during the first quarter,	163 51
May 5	175	Everard Hamilton	each, passed during the first quarter,	163 51
	174	Thomas Mitchell	For his fees on 583 grants for land in the 3d and 4th lotteries, and on 3 in former lotteries, passed 2d quarter,	354 30
	175	George R. Clayton	For his fees on the same grants,	295 25
	176	William Triplett	do do do do	47 39
	177	Secretaries Executive Dep't	do do do do	47 39

Aug. 2	259	Everard Hamilton	For his fees on 406 grants for land in the 3d and 4th lotteries, and on two in former lottery, passed 3d quarter,	246 60
	260	Thomas Mitchell	For his fees on the same grants,	205 50
	261	George R. Clayton	do do do	32 98
	262	William Triplett	do do do	32 98
	263	Secretaries Executive Dep't	do do do	32 98
Oct. 30	338	Everard Hamilton	For his fees on 516 grants for land in the 3d and 4th lotteries, and on four in the 2d lottery, passed 4th quarter,	315 60
	339	Thomas Mitchell	For his fees on the same grants,	263
	340	George R. Clayton	do do do	42 28
	341	William Triplett	do do do	42 28
	342	Secretaries Executive Dep't	do do do	42 28
				<hr/>
				\$4,076 64

Drawn chargeable to account of Civil Establishment of 1824.

Jan. 7	32	B. H. Sturges	For his salary as surveyor general from the 3d to the 22d November, 1823, the last day included,	25
Feb. 2	50	His Ex. G. M. Troup	For his 1st qr. salary as Governor and Commander in Chief, for the political year 1823.	750
	51	Elisha Wood	For his 1st qr. salary as Secretary to the Ex. Department	250
	52	M. B. Lamar	For his pay as Secretary to the Executive Department since the 11th day of November last,	227 39
	53	E. H. Pierce	For his pay as Secretary to the Executive Department since the 1st day of January last,	83 34
	54	Abner Hammond	For his salary as Secretary of State from the 3d to the 28d Nov. 1823, both days inclusive,	14 38

55	Everard Hamilton	For his salary as secretary of state from the 24th of November to this day,	48	12
56	George R. Clayton	For his first quarters' salary as Treasurer of the state,	375	
57	Thomas Mitchell	For his salary as Surveyor-General, from the 23d November last to this day,	100	
58	James Bozeman	For his salary as Comptroller-General, from the 3d to the 23d November last,	57	53
59	William Triplett	For his salary as Comptroller-General from the 23d November last to this day,	192	47
60	William C. Dawson	For his 1st qrs. salary as Clerk of the House of Representatives,	150	
61	William Y. Hansell	do Secretary of the Senate	150	
62	James M. Wayne	Judge Superior courts, Eastern district,	525	
63	Robert Walker	do do Middle do	525	
64	A. B. Longstreet	do do do	525	
65	J. M. Dooly	do do do	525	
66	A. S. Clayton	do do do	525	
67	T. W. Harris	do do do	525	
68	E. S. Shorter	do do do	525	
69	T. F. Wells	do do do	525	
70	N. P. Bond	do do do	525	
71	Micajah Henley	Attorney-General of the state	525	
72	Y. P. King	Solicitor-General of the Eastern district	56	25
73	Cicero Holt	do do Northern do	56	25
74	C. G. McDonald	do do do	56	25
75	T. G. Holt	do do do	56	25
76	His Ex. G. M. Troup	do do do	56	25
138	For his 2d qrs. salary as Governor and Commander in Chief		75	
139	Elisha Wood	do do Secretary to the Ex. Department	250	
140	M. B. Lamar	do do do	250	
141	E. H. Pierce	do do do	250	

May

May	3	142	Everard Hamilton	For his 2d yrs. salary as Secretary of the State	62	50
		143	George R. Clayton	Do do Treasurer of the State	375	
		144	William Triplett	Do do Comptroller General	250	
		145	Thomas Mitchell	Do do Surveyor General	125	
		146	William C. Dawson	Do do Clerk of the House of Representatives	150	
		147	William Y. Hansell	Do do Secretary of the Senate	150	
		148	James M. Wayne	Do do Judge Superior Courts, Eastern District	525	
		149	Robert Walker	Do do do Middle do	525	
		150	A. B. Longstreet	Do do do Ocmulgee do	525	
		151	John M. Doody	Do do do Northern do	525	
		152	A. S. Clayton	Do do do Western do	525	
		153	Thomas W. Harris	Do do do Southern do	525	
		154	Eli S. Shorter	Do do do Flint do	525	
		155	Thomas F. Wells	Do do Attorney-General of the State	56	25
		156	N. P. Bond	Do do Solicitor-General of the Eastern district	56	25
		157	Micajah Henley	Do do do Northern do	56	25
		158	Y. P. King	Do do do Ocmulgee do	56	25
		159	Cicero Helt	Do do do Western do	56	25
		160	Charles J. McDonald	Do do do Flint do	56	25
Aug.	2	223	His Ex. G. M. Troup	For his 3d yrs. salary as Governor and Commander in Chief	750	
		224	Elisha Wood	Do do Secretary to the Executive Department	250	
		225	M. B. Lamar	do do do	250	
		226	E. H. Pierce	do do do	250	
		227	Everard Hamilton	Secretary of the State	62	50
		228	George R. Clayton	Treasurer	375	
		229	William Triplett	Comptroller-General	250	
		230	Thomas Mitchell	Surveyor-General	125	
		231	William C. Dawson	Clerk of the House of Representatives	150	
		232	William Y. Hansell	Secretary of the Senate	150	

Aug.	2	233	James M. Wayne	For his 3d yrs. salary as Judge Superior Courts, Eastern district	do	do	do	Middle	do	525
		234	Robert Walker	do	do	do	do	Ocmulgee	do	525
		235	A. B. Longstreet	do	do	do	do	Northern	do	525
		236	J. M. Dooly	do	do	do	do	Western	do	525
		237	A. S. Clayton	do	do	do	do	Southern	do	525
		238	T. W. Harris	do	do	do	do	Flint	do	525
		239	Eli S. Shorter	do	do	do	do	Attorney-General of the State	do	56 25
		240	T. P. Wells	do	do	do	do	Solicitor-General of the Eastern district	do	56 25
		241	N. P. Bond	do	do	do	do	Northern	do	56 25
		242	Mirajah Henley	do	do	do	do	Ocmulgee	do	56 25
		243	Y. P. King	do	do	do	do	Western	do	56 25
		244	Cicero Holt	do	do	do	do	Southern	do	56 25
		245	F. G. Holt	do	do	do	do	Flint	do	56 25
		246	C. J. McDonald	do	do	do	do	Attorney-General of the State	do	750
Oct.	30		His Ex G. M. Troup	For his 4th yrs. salary as Governor and Commander in Chief	do	do	do	Solicitor-General of the Eastern district	do	250
			Elisha Wood	do	do	do	do	Northern	do	250
			M. B. Lamar	do	do	do	do	Ocmulgee	do	250
			E. H. Pierce	do	do	do	do	Western	do	250
			Everard Hamilton	do	do	do	do	Southern	do	62 50
			George R. Clayton	do	do	do	do	Flint	do	375
			William Triplett	do	do	do	do	Secretary of the state	do	250
			Thomas Mitchell	do	do	do	do	Treasurer of the state	do	250
			William C. Dawson	do	do	do	do	Comptroller-General	do	125
			William Y. Hansell	do	do	do	do	Surveyor-General	do	150
			James M. Wayne	do	do	do	do	Clerk of the House of Representatives	do	150
			Robert Walker	do	do	do	do	Secretary of the Senate	do	525
			A. B. Longstreet	do	do	do	do	Judge of Superior Courts of Eastern district	do	525
			J. M. Dooly	do	do	do	do	Middle	do	525
			A. S. Clayton	do	do	do	do	Ocmulgee	do	525
				do	do	do	do	Northern	do	525
				do	do	do	do	Western	do	525

29	193	Seaton Grantland	For an advance made him on account of his contract to furnish the executive with one thousand copies of a new edition of Clayton's Georgia Justice, in compliance with a resolution of the legislature, approved 22d December 1823,	2,006		
June	4	197	Camak & Ragland	For printing 25000 copies of the acts of the legislature at their session in November and December last, and 2000 copies of the journals of each branch thereof, as per account,	5,599	81
Aug.	3	265	M. J. Kappel	For advertising in the Times, notice to claimants, and resolution concerning the election of President and Vice President of the United States as per account rendered,	12	
24	284	William J. Hobby	For advertising in the Augusta Chronicle the sale of fractions in Hall county, as per certificate of the sheriff,	56	50	
					\$14,80	65

Drawn chargeable to account of appropriation for the Penitentiary for 1824.

Dec.	20	19	Joseph Hampton	For conveying two convicts from Jackson county to the penitentiary, as per account rendered.	112	50
Jan.	5	28	Furney F. Gatlin	For conveying a convict from Pulaski county to the penitentiary, as per account rendered,	65	
	6	31	Arthur Redding	For the amount of an order drawn in his favor by the inspectors of the penitentiary for the balance due him for furnishing rations for the guard and convicts last year,	107	55
	9	34	Ginn & Green	For the amount of an order drawn in their favor by the inspectors of the penitentiary, as an advance for furnishing rations for the guard and convicts the present year.	1,500	
	13	41	William H. Pritchett	For conveying two convicts to the penitentiary in October last from Jasper county,	45	

Feb	2	99 Daniel Newnan	For the pay of all the officers and guard of the penitentiary the first quarter, as per account rendered,	1,754 02
	16	101 William Nesbet	For carrying two convicts from Gwinnett county to the penitentiary in September last, as per account,	137 56
	27	115 James Lindsey	For conveying a convict from Wilkin county to the penitentiary in October last, as per account,	20
	28	118 Thomas H. Kenan	For the expense which has accrued on trials for escapes from the penitentiary, as per account,	202 50
April	17	129 Ginn & Green	For the amount due them for the first quarter's rations furnished the guard and convicts of the penitentiary the present year, as per order of the inspectors,	753 77
	21	134 A. Johnson	For conveying two convicts from Tattnall county to the penitentiary, as per account,	75
May	3	178 Daniel Newnan	For the pay of all the officers and guard of the penitentiary the second quarter, as per account,	1,846 54
June	4	196 E. M. Amos	For conveying a convict from Crawford county to the penitentiary, as per account rendered,	42
Aug.	2	264 Daniel Newnan	For the pay of all the officers and guard of the penitentiary the third quarter, as per account rendered,	1,867 87 $\frac{1}{2}$
	11	269 Ginn & Green	For the amount of an order drawn in their favor by the inspectors of the penitentiary, for furnishing the guard and convicts of said penitentiary the second quarter of the past year,	797 94
Oct.	28	301 Thomas H. Kenan	For the expense which accrued on trials for escapes from the penitentiary at September term 1824 of Baldwin superior court, as per account rendered,	32 18
				<hr/>
				89,379 37 $\frac{1}{2}$

24	282	do	do	do	Richmond	do	do	516 12
	283	do	do	do	Washington	do	do	280 44
28	285	do	do	do	Newton	do	do	815
	286	do	do	do	Pulaski	do	do	815
30	287	do	do	do	Putnam	do	do	359 82
Sept. 2	288	do	do	do	Hall	do	do	315
13	289	do	do	do	Irwin	do	do	815
18	290	do	do	do	Efingham	do	do	273 93
23	291	do	do	do	Fayette	do	do	815
28	293	do	do	do	Laurens	do	do	359 82
29	294	do	do	do	Bibb	do	do	815
30	297	do	do	do	Wilkes	do	do	326 25
Oct. 8	298	do	do	do	Houston	do	do	815
12	299	do	do	do	DeKalb	do	do	815
21	300	do	do	do	Henry	do	do	815
								<hr/>
								\$18 500 90
								<hr/>

Drawn chargeable to account of Fund for the Redemption of the Public Debt.

Dec. 5	18	Ebenezer Jackson, jr.	For 207 audited certificates presented for payment at one-eighth of their nominal value.	3703 08
Jan. 3	29	John Clark	For a state troop bounty warrant issued to him as Lt. Col. for 1100 acres of land, at 31 and a quarter cents per acre,	343 75
10	35	Henry King	For four funded certificates with seven years interest thereon at seven per cent. per annum, and a gratuitous certificate at its nominal value,	4803 05

April 30 135 William Sanford

May 7 186 James M. Wayne

June 19 209 John T. Rowland

For three audited certificates and a governor's warrant at one eighth of their nominal value, 576 79

For 35 audited certificates numbered from 712 to 753 inclusive, and from 897 to 899 inclusive, at one eighth of their nominal value, 1735 60

For 12 audited certificates at one-eighth of their nominal value, 873 02

\$12 035 29

Drawn chargeable to account of Contingent Fund of 1823.

Nov. 13 5 H. Gignilliat

Jan. 27 48 William J. Hobby

Feb. 16 103 James Eppinger

27 108 Thomas Anderson

March 16 123 Lauchlin McCurry

22 125 James Quillen,

126 John Hopkins

May 7 187 Rachill and Barthemes

For his insolvent list as tax collector of McIntosh county for the years 1815, '16, '17 and '18, as per certificate of the comptroller-general, 65 14

For three thousand goose quills furnished during the last year for public use, a-per account, 47 75

For his insolvent list as tax collector of Chatham county for the year 1822, 36 50

For the amount of his insolvent list as tax collector of Wilkes county for the year 1822, 162 75

For the amount of the insolvent list as tax collector of Elbert county for the year 1822, 143 52

For his insolvent list as tax collector of Franklin county for the year 1822, 96

For his insolvent list as tax collector of Madison county for the year 1822, 16 33

For apprehending and delivering at the jail of Chatham county, Edward and Thomas Pulaski, for whom a reward of fifty dol-

ters each was offered by proclamation dated the 13th September last, to be delivered at the jail of Putnam county, but the persons who apprehended them having declined to do so for reward offered, the expense incurred by the guard sent for Thomas Pulaski being deducted, and the same amount which would have been incurred in bringing the other had he lived—having died in Savannah jail,

For the expense of the guard sent from the penitentiary in conveying Thomas Pulaski from Savannah to the jail of Putnam county, as per account rendered,

For delivering William A. Walsh at the jail of Columbia county, pursuant to the proclamation issued on the 5th July 1823,

For riding express to distribute orders for the reviews and inspection of gen. Blackshear's brigade,

73

12 188 Daniel Newnan

July 4 215 Wilkins and Crawford

2 216 David Register

12 32

200

5 19

8858 91

Drawn chargeable to account of Contingent Fund of 1824.

For the purpose of paying the several persons employed by him to enroll acts, reports and resolutions which originated in senate—authorised by a concurrent and approved resolution of the legislature, as per account rendered,

66

For his insolvent list as tax collector for Chatham county for the year 1812.

257 61

For the funeral expences of the late William Robertson, esq. heretofore secretary of the senate, as per resolution of the senate, dated 12th December 1823,

88 25

Dec. 22 23 William Y Hansell

26 Frederick S. Fell

Jan. 6 30 Lucinda Betton

Benjamin Gordon,	D. Hamilton, E. Philips,	Feb. 7,	"	20	12½
James H. Kidd,	Thomas Dobbs,	Jan. 22,	"	25	
Tandy D. King,	Alexander Ware,	20,	"	34	
Luke L. Lambert,	Steward Devann,	28,	"	35	
Joshua Lee,	Henry H. Langford,	Feb. 1,	"	44	
Henry Ligon,	William B. Hancock,	8,	"	25	
Adam Lawson,	David Lawson,	10,	"	10	
Thomas Moody,	Nicholas W. Wells,	Jan. 10,	"	225	
William Mattox,	Bernard G. Thomas,	20,	"	25	
J. M. C. Montgomery,	Samuel Pruitt,	22,	"	40	
William Merritt,	Zachariah Philips,	31,	"	70	
Thomas McGhee,	George Brown,	Feb. 1,	"	90	
William Meggs,	Henry Gordon,	8,	"	12	
David Morgan,	George Maddox,	28	"	28	
John Pierce,	William Sentral,	Jan. 28,	"	13	
George Pullen,	J. Thornton,	"	"	16	
Zachariah Phillips,	William Merret,	31,	"	195	
Elbert Phillips,	David Hamilton,	Feb. 7,	"	12	12½
Isaac Parrish,	Morgan Griffiths,	8,	"	15	
Collin Pope,	Matthew T. Miller,	21,	"	65	

Notes given for reserved lots delivered the Comptroller.

<i>Obligors Names.</i>	<i>Securities Names.</i>	<i>Date.</i>	<i>Amount.</i>
Jonathan Corley,	Zachariah Corley,	Feb. 15, 1821	21
Do.	Do.	Jan. 28, "	30
William Culbreth,	William Booker,	27, "	136
Ezekiel Daniel,	Zachariah McKales,	Feb. 15, "	172
Do.	Marable, Ogilby, Booker,	Jan. 22, 1822	73
Samuel Hutchinson,	V. Harralson,	Feb. 15, 1821	5
Geo. W. Humphries,	Thomas Moody,	" "	201
Isaac Hill,	William Bentley,	" "	65
John W. Hamilton,	James Abercrombie,	March 4, 1822	15 50
Simson Hamilton,	Do.	18, 1823	86
John Keadle,	Martin Deal,	Jan. 27, "	10
Peyton Noland,	Charles Strozier,	" "	76
J. B. Pendleton,	Jacob Early,	" "	278
Prior Tally,	Shadrick Morris,	June 4, 1821	2
Littleberry Watts,	V. Harralson,	Jan. 28, 1822	217

\$1,387 50

A list of Bonds for the rent of property at Fort Hawkins.

<i>Obligors Names.</i>	<i>Date.</i>	<i>Amount due.</i>
Henry Audolph and Spencer Riley,	Jan. 4, 1823	36
Wm. W. Brown and K. Curl, S. Williams,	" "	2,501
Irwin Bullock and Charles Bullock,	" "	100
Alexander Merriwether and James H. Fulton	" "	100
Francis H. Godfrey and Francis Bacon,	" "	60
Stephen M. Ingersoll and Henry G. Ross,	" "	200
John Keener and Alexander Merriwether,	March 19, "	20

Matthew Robertson and George Jewett,	Jan. 4, "	40
Spencer Riley and Henry Audolf,	" "	35
Jeremy Stone and Robert Coleman,	" "	225
Sherrod Whittington and Peter Eldridge,	" "	50

 3,366

A receipt dated 10th July, 1823, given by Charles J. McDonald, solicitor general of the Flint district for an agreement and aftermentioned bonds delivered him to collect for the state, viz.

Charles Bullock's agreement or lease,	May 7, 1821	113 50
John Beard and John Jenkins' bond,	Jan. 10, 1822	35
Charles Bullock and John Jenkins,	" "	635
Solomon Grace and Reuben Wilks,	" "	30
Ingersoll & Ross, and Luke Ross,	" "	200
Lawson I. Keener and John Keener,	" "	2,125
Harrison Smith and Henry G. Ross,	" "	40
Jeremy Stone and Hugh Knox,	" "	60
James Thompson and James H. Benton,	" "	50
Alexander Merriwether and Jonathan Hudson,	" "	120

 \$6,574 50

A Receipt and Notes for Indian Goods.

	<i>Amount due.</i>
Joseph Spencer, Geo. W. Chislom, Horatio Marbury,	21
Alexander McMillan, John Paulett and J. B. Oliver,	21 45
Alexander Love, John Paulett and William Wright,	24 43
Samuel Barron, William Barron and Francis McMurray,	27 96½
Horatio Marbury, John Cobbs, Nathan Powell and John Downer's note,	121 72
Horatio Marbury, Daniel Sturges, Jr. and Chesley Bostwick, Sr.	67 01
James Bozeman, Michael Shelman and John Bostwick,	52
Edwin Mounger, George R. Clayton and John Bostwick,	71 38
A Receipt dated 15th Oct. 1802, given by Robert Walker Esq. solicitor-general for bonds and notes for Indian goods placed in his hands for collection of which there appears from the books of the treasury office to remain uncollected a balance of principal, exclusive of four notes mentioned therein, which have been returned into the treasury,	
	306 68½

 \$713 64

A list of Bonds for Fractions sold in Baldwin and Wilkinson.

<i>Principals Names.</i>	<i>Securities Names.</i>	<i>Date.</i>	<i>Amount.</i>
Joseph Bell	Thomas Huges	Dec. 1 1807	22 22
Thompson Bird	D. Newnan, M. L. Pryor	Jan. 11 1808	295 75
Abner Chapman	Debna Chapman	29 "	291 50

Simon Clement	Benjamin Ragsdale	27, "	1,431
Do.	Do.	" "	152 20
John Cumbest	Edward Cavenah	Dec. 22, "	161 82
David Creswell	George Adams	17 "	40 83½
Thomas Cargill	Roderick Easley	Feb. 3, "	1,559 20
Willis Cooper	Willis Mangham	19, "	372 72
F. Flournoy R. Simms	O. Echols, R. Easley	8, "	1,684 22
Joseph Fitzpatrick	Henry Walker	Jan. 30, "	87 50
Robert Fluker	Thomas B. Rutherford	Feb. 11, "	26 50
David Fluker	James Alston	Dec. 14, 1807	1 85
Gabriel Gunn	R. Futwell, J. L. Piercy	Feb. 6, 1808	246
Leonard Green	Ephraim Green	Dec. 12, 1807	62 93
Thomas Haynes	Henry Haynes	Jan. 30, 1808	507 50
Henry Haynes	Thomas Haynes	" "	697 07
Wm. Hammett	Isaac Phillips	29, "	300
Do.	Joseph Phillips	27, "	227 20
Mathew Hawkins	Thomas P. Hawkins	22, "	845 30
Joshua Hagerty	Abel Hagerty	Feb. 3, "	43 25
Wingfield Hamner	Richardson Hamner	18, "	2,101
Thomas Loyd, Jr.	Thomas Loyd, Sen.	2, "	405 65
John Lewis	Charles Deveraux	Dec. 14, 1807	4
George W. Moore	James Hamilton	Feb. 25, 1808	792
Edwin Mounger	Elijah Clark	Dec. 29, 1807	74 56½
Alexander Mackey	Alexander Cotton	Feb. 4, 1808	52 50
Michael Moore	Thomas Cargill	" "	187 50
Daniel Newnan	Bird, Strong, Bledsoe,	Jan. 11, "	345 25
Do.	Napier, do. do.	14, "	295 44
John McLemore	James McLemore	29, "	300
Martin Nall	Thomas Colbert	28, "	539 25
Zacheus Philips	Joseph Carter	30, "	1,015
Do.	Isaac Phillips	22, "	30
John S. Porter	David Fluker	" "	61 37
Do.	Do.	" "	234 37½
George Ramsey	John Morris	Feb. 2, "	72 06
Peter Randolph	Edmund B. Jenkins	Dec. 3, 1807	11 20
Do.	William Shaw	2, "	111 37
Thomas Runnels	Francis Pickett	Feb. 22, 1808	1,071 44
Robert Richards	Joseph Carter	Jan. 29, "	24
William Shaw	Peter Randolph	30, "	1,045 50
Do.	Do.	Dec. 2, 1807	111 96½
William Shaw	Peter Randolph	Dec. 21, 1707	50 41
Do.	Do.	" "	137 50
Do.	Do.	" "	121 91
Do.	Do.	" "	55
Do.	Do.	2, "	87 08
Do.	Do.	" "	27 50
Do.	Do.	21, "	175 18
Do.	Do.	2, "	187 91
Red. Simms, O. Echols & J. Taylor, W. Randle		Feb. 15 1808	342 12
P. Scarborough jr.	Peter Scarborough, sen.	Jan. 27, 1808	189 25
David Taylor	Carter B. Harrison,	26, "	1,277 75

Samuel Walker jr.	Samuel Walker, sen.	29,	"	2 50
Do	Do	"	"	224 25
Green Young	Henry Walker,	"	"	178 75
Do	Joseph Carter,	30,	"	464 75
				<u>\$1 541 82</u>

A list of Bonds for Lots sold in the town of Macon.

<i>Obligors Names.</i>	<i>Securities Names.</i>	<i>Date.</i>	<i>Am't due.</i>
Farish Carter	C J McDonald, A McGregor,	Mar. 6, 1823,	250
Do	Do do	" "	305
Do	Do do	" "	368 50
Do	Do do	" "	503
Do	Do do	" "	252 80
John Childers	Isaac Phillips, Jer. Smith,	" "	300 50
Samuel Gillespie	A. Dearing, O. H. Prince,	" "	177 50
Ingersoll & Ross,	J T Rowland, C Bullock, N Wells	" "	453 75
Robert Mathews	John Woodall, E. Bevil,	" "	255
John Murphey	A. Merriwether, S. M. Ingersoll	" "	300
Thomas T. Napier	H. S. Whitfield, Wm. Brewer,	" "	394 75
Thomas Napier	C. J. McDonald, H. G. Lamar,	" "	344
Do	Do do	" "	365 50
Hope H. Slatter	Tho. Flewellen, S. F. Slatter,	" "	331 25
Shad'k F. Slatter	Do Isaac Phillips,	" "	492 50
Eli S. Shorter	C. J. McDonald, C. Bullock,	" "	340 75
Do	Do do	" "	235
Richard C Wilson	D. S. Boothe, A. Merriwether,	" "	538 75
Joel Rushing	J. H. Rogers & J. Keener,	" "	200 50
			<u>\$</u>

Bonds for the State House in Louisville, and rent of Fractions in the 7th District Baldwin.

State House,	-	-	-	262 88
Rent of Fractions 7th District Baldwin,	-	-	-	7
				<u>\$269 88</u>

The committee have not deemed it of importance to insert in the foregoing schedule the different receipts given by the former attorney and solicitors-general, for bonds given for the purchase of reverted confiscated property, for Indian goods, for fraction bonds, for rent of fractions, for lots purchased in Milledgeville, &c.

The committee recommend the adoption of the following resolutions :

Resolved, That the comptroller-general be directed to instruct the attorney and solicitors-general of the different circuits to make a strict enquiry into the state and situation of all bonds, notes and special-

ties heretofore delivered to their predecessors in office, for the collection of monies due by individuals to the state, either for reverted confiscated property, fractions, rent of fractions, town lots, Indian goods, or otherwise, and that they do make a special report of the result of their investigation and inquiry to the comptroller-general, whose duty it shall be to lay the same before the executive department; and his excellency the governor is requested to order such proceedings in the premises as he may deem most to the interest of the state.

And be it further resolved, That it shall be the duty of the comptroller-general within three months to furnish the present attorney and solicitors-general with a schedule of all bonds, notes and specialties heretofore delivered to their predecessors in office, for the collection of monies due and owing the state by individuals residing in their respective circuits.

Which was read and ordered to lie on the table.

The following message was brought from the house of representatives, by Mr. Dawson their clerk, informing the senate, that the house of representatives had passed the following bills, to-wit :

A bill to extend the corporate limits of the city of Savannah, and the hamlets thereof.

A bill to amend and explain the the 5th section of an act passed 1823, creating a poor school fund.

A bill for the relief of Lovick Pierce of Greene county, and other purchasers of University lands.

A bill to regulate the weighing of cotton in the city of Savannah and to appoint a public weigher for the same.

A bill to authorise his excellency the governor to appoint commissioners to contract for the building a bridge across the Ocmulgee river at Macon and for other purposes.

A bill to authorise Ebenezer Jencks to construct a canal from the Ogeechee to the Savannah river, and to vest in him and his representatives the proprietary interest thereof for the term of sixty years.

A bill to amend the road laws of this state, so far as relates to the county of Baldwin, and

A bill to apportion the representatives among the several counties in this state, according to the fifth enumeration or census.

And he withdrew.

The senate took up the several messages from the house of representatives, and the bills contained in the message of to-day, and also the bills contained in the message of yesterday, were severally read the first time.

The report of the committee on finance on the petition of John Harriss, and on the correspondence between the governor and solicitors of the Flint and Western circuits, on the states' claim against John Loving, Fleming F. Adrian and Samuel Jackson, late commissioners of fraction sales.

The report of the committee of finance on the subject of forfeited Indian reserves.

The report of the committee on the unsold fractions lying on the Indian boundary line in the fifth district of the county of Early, and fraction No. 241 in the fifth district of Monroe county.

The report of the military committee to whom was referred the resolution enquiring into the propriety of distributing 250 swords and 250 pair of pistols among the squadron of cavalry attached to the 1st division of Georgia militia, &c.

And the resolution requesting the governor to have examined and re-surveyed certain districts in the counties of Irwin and Habersham.

Were severally read and concurred in.

Ordered, that the balance of said messages do lie on the table for the present.

The senate took up the report of the committee of the whole on the bill to prescribe the mode of choosing the electors of President and Vice-President of the United States to which this state is entitled by the constitution of the United States.

Which was read,

Whereupon,

Mr. Burney moved to strike out the fifth section of the bill, and insert in lieu thereof, the following.

And be it further enacted, That when the election of electors shall devolve on the legislature under the provisions of this act, the legislature shall be required to select the requisite number of electors from amongst the 27 candidates who have received the highest number of votes by the people.

And on the question to agree thereto, it was determined in the negative.

The yeas and nays being required, are—yeas 19, nays 28.

Those who voted in the affirmative, are

Messrs.

Beall	Groves	Straw
Blackstone	Little	Swain
Bozeman	Mitchell	Walker
Burney	Mobley	Wellborn
Cleveland	Phillips	Wooten
Coffee	Sellers	Worthy
Davies		

Those who voted in the negative, are

Messrs.

Allen	Gamble	Mangham
Baker	Gibson	McCrimmon
Blackshear	Gilmer	Miller
Brown of Decatur	Gilmore	Montgomery
Brown of Hancock	Holt	Powers
Cook	Jones	Prince
Crawford	Lockhart	Sparr

Stocks
Stokes
Taylor

Tennille
Tignor

Whitehead
Wimberly

The report was then agreed to.

The bill read the third time—

And on the question “ Shall this bill now pass ? ” it was determined in the affirmative.

The yeas and nays being required, are—yeas 31, nays 17.

Those who voted in the affirmative, are

Messrs.

Beall
Blackstone
Bozeman
Burney
Cleveland
Coffee
Cook
Crawford
Gamble
Gibson
Groves

Hardee
Holt
Jones
Little
Mitchell
Mobley
Montgomery
Phillips
Prince
Sellers

Spann
Strawn
Swain
Taylor
Tennille
Walker
Wellborn
Wimberly
Wooten
Worthy

Those who voted in the negative, are .

Messrs.

Allen
Baker
Blackshear
Brown of Decatur
Brown of Hancock
Davies

Gilmer
Gilmore
Lockhart
Mangham
McCrimmon
Miller

Powers
Stocks
Stokes
Tignor
Whitehead

William Christian one of the select messengers appointed by the president to execute his warrant on the bodies of John Loving, Samuel Jackson and Fleming F. Adrian, made the following return

By virtue of the within warrant I have the body of Fleming F. Adrian, as I am within commanded, at the bar of the senate.

Signed,

WM. CHRISTIAN.

15th Dec. 1821.

Whereupon,

Ordered, that the messenger be instructed to take into custody the body of F. F. Anrian until otherwise directed.

A message was received from the house of representatives by mr. Dawson its clerk, informing the senate that the house had passed a bill to regulate the fees of the clerks of the courts of ordinary, in certain cases.

The senate adjourned until 3 o'clock, P. M.

Three o'clock P. M.

The senate met pursuant to adjournment.

On motion,

The hon. senator from the county of Camden had leave of absence after Saturday next for the balance of the session.

On motion,

Further legislative business was postponed.

The president took the tribunal seat; and

The court was opened by proclamation.

The President resumed his seat, and the managers and parties having withdrawn,

The senate adjourned until to-morrow morning 10 o'clock.

THURSDAY, 16th December, 1824.

On motion of Mr. Cleveland,

The senate reconsidered so much of their journal of yesterday as related to the concurrence of this branch in a resolution of the house of representatives requesting the governor to have examined and resurveyed certain districts in the counties of Irwin and Habersham.

Mr. Blackshear moved to reconsider so much of the journal of yesterday as related to the passage of a bill to prescribe the mode of choosing the electors of president and vice president of the United States, to which this state is entitled by the constitution of the United States.

Which was determined in the negative.

And the yeas and nays being required, are—yeas 20, nays 36.

Those who voted in the affirmative are

Messrs.

Allen	Brown of Hancock	Gilmore
Baker	Davies	Lockheart
Blackshear	Gamble	Mangham
Brown of Decatur	Gilmer	McCrimmon

Miller
Powers
Sheffield

Stocks
Stokes
Tignor

Whitehead
Worthy

Those who voted in the negative are
Messrs.

Beall
Blackstone
Bozeman
Burney
Cleveland
Coffee
Cook
Gibson
Groves
Hardee

Holt
Johnson
Jones
Little
McKinne
Mitchell
Mobley
Montgomery
Phillips
Prince

Sellers
Spann
Strawn
Swain
Taylor
Tennille
Walker
Wellborn
Wimberly
Wooten

The senate took up the report of the select committee to whom was referred the memorial of Thomas Mitchell surveyor-general, which was read agreed to, and is as follows:

That they have had the same under consideration, and for evidence of the facts stated in said memorial they have had recourse to the report of the committee appointed at the last session of the legislature to examine the surveyor and comptrolle-general's offices, from which it appears that there were 2830 plats of lottery grants and 246 plats of head right grants not recorded, which had then been granted, and which ought to have been recorded by his predecessor, and that the said Thomas Mitchell has indexed three record books of head right grants. The precedent set by preceeding legislatures in such cases, together with the justice of the claim of the memorialist, induces your committee to beg leave to recommend, that there be appropriated by law, to the said Thomas Mitchell the sum of four hundred and sixty-one dollars and 50 cents for recording 3076 plats at 15 cents each, and also the sum of thirty-eight dollars and sixty cents for making the three indexes making in the whole the sum of five hundred dollars which shall be in full for bringing up the unfinished business of his predecessor in office.

The report of the committee appointed to examine and report as to the expediency and expense of transcribing certain plans of districts being taken up was on motion ordered to lie on the table the balance of the session.

The senate took up the report of the committee on the judiciary to whom was referred so much of the communication of his excellency the governor as relates to the Africans now in possession of the state, which is as follows:

That they have had the subject under their consideration, and whilst they lament the embarrassments and difficulties which have

grown out of this subject, they cannot but approve of the course of conduct pursued by the executive, as one imposed upon him by the duty of his station and the requirements of justice. Referring to the proceedings which were commenced and are now progressing to a final decision in the supreme court of the United States, the committee find that when a libel was filed by Madrazzo a Spanish subject in the district court of the United States, William Bowen interposed a claim to the Africans in question, according to the practice of admiralty courts. That from the decision of that court, and from the decision of that circuit court Mr. Bowen appealed to the supreme court of the United States where the case is now pending and will be decided, which decision whether favorable or adverse to the claims of Mr. Bowen will be final and conclusive. Your committee are also of opinion that if the decision of the supreme court should be unfavorable to the claims of the state, good policy and a regard for justice will require that she should acquiesce in that decision and give up the Africans to whomsoever they shall appear to belong, even if the state could not be coerced into acquiescence by the strong arm of the law. The state therefore in the opinion of your committee is bound to preserve and protect the property in litigation, in order that she may when the rights of the parties shall have been decided upon either avail herself of a favorable decision, or be prepared in a different event to pursue the course dictated by policy and justice. To enable her to meet either result, she is bound to protect the property and preserve it from any attempt to wrest it from her.

Your committee taking it into their consideration the difficulties which have heretofore attended this business, would gladly recommend such a course for the future as would relieve the state from further embarrassment, but the committee are unable under existing circumstances to devise such a course.

Your committee have also had under consideration the petition of Mr. Bowen in which he proposes to have the property in litigation given up to him upon his giving security to indemnify the state against the claims of all other persons. Your committee are of opinion that this proposition should not be acceded to, because they believe it would be impolitic and unjust. Good policy and a proper regard for the requirements of justice demand of the state that whenever she makes a voluntary surrender of the Africans it should be made to those who shall have established a just and legal claim to them. Putting out of view the mode and manner in which the Africans were brought within the jurisdictional limits of the United States and giving to Mr. Bowen the full benefit of the argument which he presents, growing out of the want of intention on his part to violate the laws of his country. The committee are satisfied that the facts attending the transit of the Africans from Amelia island to the Creek agency were such as authorised their seizure and detention. The consequence of this detention has been that persons setting up a claim to the property and who were disposed to contest the rights of those under whom Mr. Bowen claims title have had an opportunity of presenting those claims before the proper tribunal. So far as these claims have been investigated, the committee are of opinion that great doubts have been cast upon the justice of Mr. Bowen's claims;

leaving the question, however, to be decided by that tribunal to which it has been carried, and to which it properly belongs, your committee are decidedly of opinion that respect for herself and a proper regard for the dictates of justice require of the state that she should preserve and protect the property until that decision shall have been made, and when the property is surrendered, let it be to those whose claims shall have been satisfactorily established before the competent tribunal.

Your committee therefore recommend the adoption of the following resolutions :

Resolved, That the legislature approve the course pursued by his excellency the governor in relation to the Africans in possession of the state amidst the difficulties resulting from conflicting claims to the property prosecuted in different courts, having or pretending to have concurrent jurisdiction.

Resolved, That this legislature are of opinion that his excellency the governor will be warranted in pursuing such a course of conduct in future for the security and protection of the said property as his wisdom and prudence may suggest, until the title thereto shall have finally been decided upon.

Resolved, That his excellency the governor be and he is hereby authorised and requested to employ counsel to defend the rights of this state before the supreme court in the cases there pending in relation to the Africans now in possession of the state.

Whereupon,

Mr. Gamble offered the following as an amendment :

Your committee have also had under their consideration the petition of William Bowen in which he proposes to indemnify the state by bond and security against the claims of all others by the state surrendering to him the money the Africans sold for, and those remaining on hand, and your committee are of opinion that such a course would not entirely relieve the state from all possible trouble or liability which it is her interest and policy to accomplish. But your committee are of opinion that if mr. Bowen will in a reasonable time deposit in the executive office a relinquishment made by the Spanish claimant Juan Madrazo or his agent or attorney of all claim or lien whatever that he may have against the state of Georgia, her agents or officers, and at the same time deposit a like relinquishment made by himself in consequence of any interference or actings or doings of the state, her agents or officers, that the best interests and policy for the state is to grant the prayer of the petitioner. Therefore—

Resolved, That his excellency the governor is hereby authorized and required to deliver and pay over to William Bowen the sum of _____ dollars, and all the African negroes and their offspring now in the custody of the state, so soon as he shall deposit in the executive office a lawful relinquishment to be made to Juan Madrazo or his lawful agent or attorney to all claim or lien whatever on the state of Georgia her agents or officers for any interference or supposed liability in relation to the Africans claimed by Juan Madrazo and that William Bowen do at the same time make a full and complete relinquishment of any claim whatever he may have on the state of Georgia, her agents or officers, for her interference or supposed liability in relation to said Africans in any manner whatever : *Pro*:

vided nevertheless, That such relinquishment be made and deposited as afore-said on or before the fifteenth of January next.

And in the event of the said William Bowen failing or neglecting to comply with the proposition herein before mentioned, your committee would then recommend the adoption of the following resolution :

Resolved, That his excellency the governor be and he is hereby authorised and requested to employ counsel to defend the rights of this state before the supreme court in the cases there pending in relation to the Africans now in possession of the state.

Which was read—and

On motion of mr. Gilmer,

That the previous question be taken thereon,

It was determined in the affirmative, and the main question put—and on the question to agree to the original report and resolutions it was determined in the affirmative.

The senate took up the report of the joint penitentiary committee, which was read—and on motion to strike out that part of the report relating to the allowance of pay to the inspectors thereof. The words “one hundred and twenty five dollars,” with a view of inserting in lieu thereof “two hundred and twenty-four dollars,” it was determined in the affirmative.

The yeas and nays being required are—yeas 26, nays 23.

Those who voted in the affirmative, are

Messrs.

Allen	Gibson	Stocks
Baker	Gilmer	Taylor
Blackshear	Hardee	Tennille
Brown of Decatur	Holt	Tignor
Brown of Hancock	Jones	Walker
Coffee	McCrimmon	Whitehead
Cook	McKinne	Wimberly
Crawford	Powers	Worthy
Gamble	Prince	

Those who voted in the negative, are

Messrs.

Beall	Johnson	Sellers
Blackstone	Little	Sheffield
Bozeman	Lockhart	Spann
Burney	Mangham	Strawn
Cleveland	Miller	Swain
Davies	Mitchell	Wellborn
Gilmore	Mobley	Wooten
Groves	Phillips	

The report being further amended, was agreed to, and is as follows :

The joint committee on the penitentiary have performed the duty assigned them, and in making the following report, take a pleasure in representing the establishment to be in a more flourishing state than they have known since its erection, which must, in a considerable degree, be attributed to the care, management and direction of the inspectors, and of the principal keeper.

The internal regulations for the government of the convicts—the order and regularity with which the different branches of work are carried on, evince a management on the part of the principal keeper, that is highly creditable to him.

Your committee are further of the opinion, that the institution for the political year past, has been conducted in a manner judicious and beneficial ; and if similar arrangements are continued, they have no doubt, but in a few years it may be brought to produce a revenue to the state, instead of an expense as hitherto. Should that be the fact, a double advantage will be derived therefrom ; in the first place, such persons as were disposed to violate the laws would be kept separate and apart from the rest of the community ; and in the second place, while doing penance for their offences, would at the same time be learning a trade wherewith they might support themselves when again let loose on society, without resorting to their old practices.

Your committee have examined the smiths' department, and find the work executed therein to be of a superior kind, and at prices lower than they can be obtained elsewhere.

They have also examined the books of the penitentiary, and find them correct and accurately kept. A schedule of the notes and accounts due the institution, were laid before them and particularly examined. They feel confident that the credit given to the patrons of the institution, has been judiciously extended, and that in this difficult and important matter, a great improvement has been made.—However, they are of the opinion, that that part of the business cannot be too strictly attended to.

They have also examined the shoe, boot, harness, and the tailoring departments, and find the work carried on in those different branches to be to the interest of the state, as much so as the nature of the case will admit.

They cannot refrain from expressing their approbation of the conduct and management of the superintendents of those different branches.

They have further examined the penitentiary edifice, and find the main building, the guard-house, the hospital, and work shops in good condition, with the exception of a few panes of glass deficient in some of the windows, and of a small portion of the plastering that has fallen off.

Your committee have also examined the raw materials, and manufactured articles appertaining to the painter's department, and of the different workmen in wood, and find the raw materials of the best quality that the country affords, and procured at a moderate price. The manufactured articles are cheap, and executed in a manner highly creditable to the institution. The workmen appear orderly and attentive, and pursue their various occupations with assiduity.

A memorial from the inspectors of the penitentiary, relative to the Africans being received within the walls thereof, agreeable to the di-

received within the walls thereof, agreeably to the directions given by his excellency the governor, has been laid before your committee, who are of the opinion that the measure recommended by his excellency and adopted by the said inspectors, was highly commendable, and the only one by which the Africans can be safely secured, until disposed of according to law.

Your committee beg leave to recommend the adoption of the following resolutions:

Resolved, That in all cases where persons are sentenced to the penitentiary, it shall be the duty of the clerks of the superior courts of the respective counties where such persons may be sentenced, to inform the principal keeper of the penitentiary immediately thereafter by mail, or private conveyance, where there is no post office in the county, of the sentence of the said convict, and that he is detained in the county jail, or under guard, as the case may be, subject to the order of the keeper aforesaid.

All the expenses incurred after the conviction of the said convict are to be paid by the keeper of his deputy previous to his delivery. *Provided*, That the clerks aforesaid should fail or neglect to give the necessary information to the keeper within due time, then and in that event, they are bound to pay out of their own funds, the expense incurred by the detention of each and every convict previous to his being delivered over to the order of the said keeper.

Resolved, That a fire engine be immediately procured for the use of the said institution, and that an additional well be dug in the yard thereof.

Resolved, That instead of repairing the cells, which from their injudicious location, are in a decayed situation, and unfit (if repaired) to answer any length of time the various purposes for which they were originally constructed, that in lieu therefore of their being used as places of punishment, your committee recommend moderate corporal punishment under proper restrictions, and when approbated by a majority of the inspectors that may be present at the time, with the principal keeper.

Resolved, That the dormitories of the convicts, which are weak and badly constructed for the purpose they were intended, be strengthened in such a manner as the principal keeper may direct. From a statement laid before your committee of the expense thereof, they are induced to believe it will not exceed \$700, and yet when accomplished will produce an annual saving in consequence of a diminution of part of the guard of upwards of \$1,500 to the institution.

Resolved, That the sum of \$300 per year be allowed the physician for his medicine and attendance on the convicts in the penitentiary instead of \$500, hitherto given.

And be it further resolved, That the inspectors of the penitentiary be allowed \$224 per year, as hitherto given.

And be it further recommended, That an alteration be made in the fifth section of the penal code, and that the 4th section be repealed.

Resolved, That the penitentiary committee be discharged from further service.

The senate took up the report of the joint committee on finance, to whom was referred the petition of Emanuel Womberzee, which was read and agreed to.

The senate took up the report (of the house of representatives) of the joint committee on banks, to whom was referred the reports and exhibits of the different banks in this state in which the state is a stockholder, made in conformity with the requisition of a resolution of the legislature of this state, which is as follows:

That it does appear to your committee that the affairs of the Planter's Bank have been ably managed, and that the exhibit shews the bank not only to be solvent, but in a very prosperous condition. They consider the policy which has been adopted by the State Bank as a good and sound one, and they believe that the institution under its present management, merits the full confidence of the state. They would however observe that this Bank and the Planters' Bank have failed to comply with that part of the resolution of the 22d December 1823, which requires that an exhibit of the names of the parties, makers and endorsers of bad paper, be annually made to his excellency the governor.

The requirements of the resolution alluded to, have been fully complied with by the Darien Bank. Your committee are of opinion that with proper management this institution will be enabled to sustain her credit, and to exhibit a wholesome and sound condition.

They have examined the exhibit of the Augusta Bank, and take much pleasure in stating that said exhibit presents a very sound and prosperous state of the affairs of said bank, and fully complies with the requisitions of the resolution of the last legislature.

Your committee would recommend to the legislature the appointment of a committee with power to examine into the affairs of the different banks in which the state is a stockholder, to report to the next legislature.

They would also recommend the repeal of so much of the resolution of 1823 as requires the names of individuals whose debts may be considered as bad or doubtful.

Which was read and concurred in.

The senate adjourned until half past 6 o'clock, P. M.

The senate took up and concurred in the resolution of the house of representatives, appropriating the sum of \$400 to Joseph V. Bevan, for the purpose of collecting, arranging and publishing all papers relating to the political history of this state.

The senate concurred in the resolution of the house, requesting the directors of the Darien Bank to make such arrangement for the accommodation of those persons who are indebted to the Bank of Darien on notes which have been discounted at the branch at Marion, as may not be inconsistent with the interest of said bank.

The senate took up the report of the joint committee on banks from the house of representatives, which was read as follows :

The joint committee on banks to whom was referred the communication of the governor relative to the charges of Allen B. Powell, esq. against the directors of the Bank of Darien, report—

That they have examined the said communication and accompanying documents, and are of opinion that the interests of the state as a stockholder in the said bank do not require that the same should be made the subject of legislative investigation. They are the more willing to avoid at this time, an investigation under the charges made by mr. Powell, as they intend to recommend the appointment of a committee to examine into the condition of this and other banks, and report to the next legislature. As this committee in their examination, must necessarily turn their attention to those points on which the charges are founded, the joint committee beg leave to recommend the following resolution :

Resolved, That the committee on banks be discharged from the further consideration of the communication of his excellency the governor, relative to the charges of Allen B. Powell, esq. against the Bank of Darien, and that the parties have leave to withdraw their respective papers.

And on motion to concur therein, it was determined in the affirmative.

The yeas and nays being required, are—yeas 42, nays 3.

Those who voted in the affirmative, are
Messrs.

Allen	Gilmer	Montgomery
Baker	Gilmore	Powers
Beall	Groves	Prince
Blackshear	Holmes	Sheffield
Blackstone	Holt	Spann
Brown of Decatur	Jones	Stocks
Brown of Hancock	Little	Stokes
Cleveland	Lockhart	Taylor
Coffee	Mangham	Tennille
Cook	McCombs	Tigner
Crawford	McKinne	Watts
Davies	Miller	Whitford
Gamble	Mitchell	Whitney
Johnson	Moore	Whitton

Those who voted in the negative, are
Messrs.

Bozeman
Burney
Johnson

Phillips
Sellers

Swain
Worthy

A message was brought from his excellency the governor by his secretary Mr. Pierce, informing the senate that his excellency the governor had assented to and signed,

An act to alter and fix the time of holding the superior courts of the counties of Baldwin and Wilkes, and the superior and inferior courts of the counties of Elbert and Madison.

And an act to form and lay out a new county taken from Crawford and Pike.

The senate took up the resolution of the house of representatives, requesting the governor after the first day of June next to send some competent surveyor to ascertain whether certain districts in Irwin and Habersham had been correctly surveyed.

Which was read, amended and disagreed to.

The following message was brought from the house of representatives by Mr. Dawson, their clerk.

Mr. President,

The house of representatives have agreed to the amendments made by senate to the bills of the house, following, to-wit:

The bill to prescribe the mode of choosing electors of president and vice president of the United States to which this state is entitled by the constitution of the United States.

The bill to raise a tax for the support of government for the year 1825; and

The bill for the further sale of lots in the town of Macon.

They have concurred in the resolution of senate in favor of Wm. Favour.

In the resolution relative to the frequency of visits to the penitentiary.

In the report of the joint committee on agriculture and internal improvement, relative to the cutting of a canal from the Altamaha river to Brunswick.

In the report of the same committee relative to the expediency of cutting a canal from the Altamaha to Sapelo river.

In the resolution authorising the secretary of the senate to employ an additional engrossing clerk.

In the report of the joint committee on finance, on the petition of John Pugsley.

And in the report of the joint committee on public education and free schools, relative to the county academies of this state, &c.

The house of representatives have passed the following bill.

A bill to be entitled an act to create a board of public works, and to provide for the commencement of a system of internal improvement.

To which they respectfully request the early attention of the senate,

The senate took up the message, and the bill therein contained was read the first time, and also the bill in the message of yesterday.

The senate took up the report of the committee on the petition of Charles J. McDonald, solicitor general of the Flint circuit, from the house of representatives, which was read and amended by inserting "and also the solicitors-general of the Western and Southern circuits," and on the question to concur therein as amended, it was determined in the negative.

The yeas and nays being required, are—yeas 19, nays 20.

Those who voted in the affirmative, are

Messrs.

Blackstone	Lockhart	Strawn
Bezenan	Maugham	Swain
Burney	Mitchell	Tennille
Cleveland	Phillips	Weilborn
Gamble	Spain	Whitehead
Gilmer	Stocks	Wooten
Holt		

Those who voted in the negative, are

Messrs.

Allen	Groves	Prince
Baker	Hardee	Stokes
Blackshear	Little	Taylor
Brown of Decatur	McCrimmon	Tignor
Cook	Miller	Wimberly
Gibson	Mobley	Worthy
Gilmore	Montgomery	

The senate took up the report from the joint military committee from the house of representatives, and on motion to strike out "one hundred dollars." proposed to be appropriated for compensating the military store keeper for his increased labor in discharging the duties of his office, it was determined in the negative.

The yeas and nays being required, are—yeas 14, nays 28.

Those who voted in the affirmative, are

Messrs.

Allen	Gilmer	Montgomery
Blackshear	Gilmore	Prince
Cook	Holt	Stokes
Crawford	Little	Taylor
Gibson	McCrimmon	

Those who voted in the negative, are
Messrs.

Baker	Groves	Stacks
Beall	Hardee	Strawn
Blackstone	Johnson	Swain
Bozeman	Mangham	Tennille
Brown of Decatur	McKinne	Wellborn
Brown of Hancock	Mitchell	Whitehead
Burney	Mobley	Wimberly
Cleveland	Sellers	Wootten
Coffee	Spann	Worthy
Gamble		

And the same being read was concurred in.

The senate concurred in the resolution of the house of representatives in favor of James Lassiter, a revolutionary soldier.

The senate took up and agreed to a resolution requesting the governor to have made such alterations in the seats of the president and secretary of senate, &c. as may make them correspond with the general appearance of the hall.

The resolution authorising the president of senate to appoint messengers to serve subpoenas, notices or processes that may be necessary in the progress of the impeachment now before senate, was read and agreed to.

Mr. Gamble laid on the table the following resolution :

Resolved, That both branches of the legislature will adjourn sine die on Saturday next.

The bill to extend the corporate limits of the city of Savannah and the hamlets thereof, was ordered for a second reading in June next.

The bill to regulate the weighing and storage of cotton in the city of Savannah, and to appoint a public weigher for the same.

The bill for the relief of Levi Reynolds ; and

The bill for the relief of certain tax collectors.

Were read the second time and ordered for committee in June next.

The bill to authorise Ebenezer Jencks to construct a canal from the Ogeechee to the Savannah river, and to vest in him and his representatives the proprietary interest thereof for the term of sixty years.

Was read the second time and ordered for committee of the whole.

The senate adjourned until to-morrow morning half past 9 o'clock.

FRIDAY, 17th December, 1824.

On motion of mr. Holt,

To reconsider so much of the journal of yesterday as relates to the agreement of senate to the report of the joint judiciary committee on the subject of the Africans now in possession of the state, it was determined in the negative.

And the yeas and nays being required are—yeas 19, nays 28.

Those who voted in the affirmative are

Messrs.

Allen	Hardee	Strawn
Bozeman	Holt	Tennille
Brown of Decatur	Johnson	Walker
Cleveland	McKinne	Wellborn
Coffee	Montgomery	Wimberly
Crawford	Powers	Worthy
Gamble		

Those who voted in the negative are

Messrs.

Baker	Little	Sellers
Beall	Lockheart	Spann
Blackshear	Mangham	Stocks
Blackstone	McCrimmon	Stokes
Brown of Hancock	Miller	Swain
Davies	Mitchell	Taylor
Gibson	Moble	Tignor
Gilmore	Phillips	Whitehead
Groves	Prince	Wooten
Jones		

On motion of mr. Mangham,

To reconsider so much of the journal of yesterday as related to that part of the report of the penitentiary committee as far as respects the salary of the physician thereof, it was determined in the negative.

On motion of mr. Stocks,

To reconsider so much of the journal of yesterday as related to the rejection of the report on the petition of C. J. McDonald, solicitor general of the Flint circuit, it was determined in the negative.

The yeas and nays being required, are—yeas 22, nays 27.

Those who voted in the affirmative are

Messrs

Blackstone	Cleveland	Gamble
Bozeman	Coffee	Gilmer
Burney	Davies	Johnson

Lockhart	Spann	Teannie
Mangham	Stocks	Walker
McKinne	Strawn	Wellborn
Mitchell	Swain	Wooten
Phillips		

Those who voted in the negative are

Messrs.

Allen	Gilmore	Powers
Baker	Groves	Prince
Beall	Holt	Sheffield
Blackshear	Jones	Stokes
Brown of Decatur	Little	Taylor
Brown of Hancock	McCrimmon	Tignor
Cook	Miller	Whitehead
Crawford	Mobley	Wimberly
Gibson	Montgomery	Worthy

From the county of Hall came the hon. Richard Wynn, and having produced his credentials, the oath required by the constitution of this state was administered by the hon. Allen B. Powell president of the senate.

He then took his seat.

The following communication was received from Governor Troup, by his secretary, Mr. Pierce.

EXECUTIVE DEPARTMENT, GEORGIA, }
Milledgeville, 17th Dec. 1824. }

As a reasonable expectation ought to be indulged that the treaty now holding with the Creeks after the negotiation has been thus far protracted will terminate in a further acquisition of territory. I recommend to you before your adjournment to pass a provisional resolution requiring the governor to convene the legislature and at such season as may best comport with your convenience.

Signed,

G. M. TROUP

On motion of Mr. Swain,

Resolved, That both branches of the general assembly will adjourn on the 19th instant, sine die.

Which was ordered to lie on the table.

Mr. Brown of Hancock from the joint committee on finance to whom was referred the communication between his excellency the Governor and Charles Harris, Esq. late commissioner of fortifications at Savannah, reported—

That they have had the same under consideration and after an examination of the accounts, your committee would recommend the adoption of the following resolution.

Resolved, That the vouchers Nos. 1, to 14, inclusive, presented to the committee by his excellency the Governor, from Charles Harris.

Esq. late commissioner of fortifications at Savannah, amounting in the aggregate to \$2,099 12½ cents, be received as satisfactory and placed to the credit of said commissioner.

And be it further resolved, That the sum of \$579 02, be placed in the appropriation law subject to the order of Daniel Gule in full of his account with the commissioners of fortifications of Savannah, and the sum of \$251 to John Haupt for services rendered the commissioners as clerk for the year 1817

And be it further resolved, That his excellency be requested to take such measures as he may deem most expedient to adjust and close the accounts between Georgia and the United States on the subject of fortifications.

Which was read and agreed to.

On motion of Mr. Brown of Hancock,

Resolved, That the joint committee on finance be discharged from the further consideration of matters appertaining to their appointment.

Mr. Gamble called up the resolution of yesterday, having for its object the adjournment of both branches of the legislature sine die, on Saturday the 18th instant.

Which was read and agreed to.

Ordered that the secretary do carry said resolution to the house of representatives for their concurrence.

The senate took up the report of the committee on finance which being amended was agreed to.

Mr. Prince laid on the table the following resolution.

Resolved by the Senate and House of Representatives of the State of Georgia, That if by the pending treaty with the Creek nation of Indians, a farther cession of territory should be obtained, and if such territory in its extent location and quality should when taken in connection with any other matters which may claim the attention of the legislature render an extra session expedient, his excellency the governor is requested to convoke both branches of the general assembly at such time in the ensuing political year as he may deem most proper.

On motion of Mr. Stocks,

Resolved, That the hon. Simon Holt, James Bozeman and Roger McKinne be and they are hereby appointed a committee to adjust the accounts of the members and officers of the senate and to see the unfinished business brought up, and that the secretary of senate and his assistants be allowed the sum of six dollars each for three days to complete their unfinished business, and the committee the sum of four dollars each per day for the like period, and that the said sums be placed in the president's warrants.

Mr. Prince from the committee appointed to examine and report upon the papers of the senate that were in the custody of the predecessors of the present secretary, reported—

That the papers referred to are in a very confused state and require to be filed and arranged. They therefore recommend the adoption of the following resolution.

Resolved, that the secretary of the senate be and he is hereby directed to arrange in proper files the said papers, and have them placed in cases suitable for convenient reference, and for their future preservation.

Which was read and agreed to.

The following bills were read the second time, and ordered for a third reading :

A bill to authorise the governor to appoint commissioners to contract for the building of a bridge across the Ocmulgee river at Macon and for other purposes.

To change the name of Henry Hill.

To amend the road laws of this state so far as relates to the county of Baldwin.

To apportion the representatives among the several counties in this state according to the fifth enumeration or census.

To authorise the justices of the inferior court of either county to build bridges over water courses dividing counties.

To amend an act entitled an act to amend the several acts establishing mayor's court in the city of Augusta, &c.

For the relief of Lovick Pierce of Greene county and other purchasers of University lands.

To vest in the inferior courts of the several counties of this state the exclusive right to appoint notaries public.

The bill to be entitled an act to amend and explain the fifth section of an act passed the 22d December, 1823, entitled an act to alter and amend an act passed 23d December, 1822, to distribute the bank dividend and other nett proceeds of the poor school fund amongst the different counties in this state, was read 2d time and ordered for committee in June next.

The yeas and nays being required thereon are—yeas 30 nays 17.

Those who voted in the affirmative are

Messrs.

Allen	Lockheart	Stokes
Beall	Mangham	Taylor
Blackshear	McCrimmon	Tennille
Blackstone	Montgomery	Tignor
Brown of Decatur	Powers	Walker
Brown of Hancock	Prince	Whitehead
Cook	Sellers	Wimberly
Crawford	Sheffield	Wooten
Gamble	Spann	Worthy
Gilmer	Stocks	Wynn

Those who voted in the negative are

Messrs.

Bozeman	Cleveland	Davies
Burney	Cohee	Gibson

Groves
Holt
Johnson
Jones

Little
Mitchell
Mobley
Phillips

Strawn
Swain
Wellborn

The bill to alter and amend an act entitled an act to make permanent the site of the public buildings in the county of Monroe at Forsyth and to incorporate the same, passed the 10th day of December, 1823

The bill to regulate the fees of clerks of the courts of ordinary in certain cases,—and

The bill to create a board of public works and to provide for the commencement of a system of internal improvement,

Were read the second time and ordered for committee of the whole.

The senate resolved itself into committee of the whole on the bill to extend the time of renewing certain audited certificates and to permit the renewal of certain treasurer's certificates therein named, mr. Davies in the chair; the president resumed the chair, and mr. Davies reported the bill with amendment.

The senate took up and agreed to the report.

The bill read the third time—

And on the question "Shall this bill now pass?" it was determined in the affirmative.

The yeas and nays being required, are—yeas 31, nays 18.

Those who voted in the affirmative are
Messrs.

Baker	Gilmore	Prince
Blackshear	Groves	Sheffield
Bozeman	Hardee	Stocks
Brown of Decatur	Holt	Stokes
Coffee	Johnson	Strawn
Crawford	Little	Swain
Davies	Lockhart	Taylor
Gamble	Mangham	Tignor
Gibson	McCrinmon	Walker
Gilmer	Phillips	Whitehead
		Worthy

Those who voted in the negative are
Messrs.

Allen	Cook	Sellers
Beall	Jones	Tennille
Blackstone	Mitchell	Wellborn
Brown of Hancock	Mobley	Wimberly
Burney	Montgomery	Wooten
Cleveland	Powers	Wynn

Ordered that the secretary do carry said bill to the house.

The senate resolved itself into committee of the whole on the bill behing the duties of officers and plaintiffs in collecting money, and pointing out the mode of trial of disputes arising therefrom. mr

Powers in the chair; the president resumed the chair, and Mr. Powers reported the bill without amendment.

Ordered, that said report lie on the table the balance of the session

The following message from the house of representatives by Mr. Dawson their clerk.

Mr. President,

The house of representatives have passed the following bills of senate, to-wit :

A bill to incorporate the female academy at Harmony Grove in Jackson county.

A bill to authorise Abner Vesey to establish a ferry across the Ocmulgee river.

A bill to amend an act for the better regulation and government of the town of Elberton.

A bill to vest the poor school fund of the county of Chatham in the Savannah free school society, and the poor school fund of the county of Effingham in the justices of the inferior court of said county.

A bill to change the time of holding the inferior courts in the county of Jasper.

A bill to repeal an act to alter and change the site of the public buildings in the county of Dooly, passed the 10th of December, 1823; and to appoint other commissioners to fix on a site for the public buildings of said county in room of those heretofore appointed.

A bill more particularly to define the qualification of voters for aldermen of the city of Savannah.

A bill to amend the law prohibiting slaves from selling certain articles without licence.

A bill to incorporate the Savannah St. Andrews Society.

A bill to change the time of holding the superior court in the county of Burke, so far as relates to the spring term of said court.

A bill to repeal an act entitled an act to regulate the intercourse between the banks incorporated by the General Assembly of the state of Georgia and the Bank of the United States and the branches thereof, so far as regards the demands which may be made for specie by the latter upon the former, &c.

A bill authorising George A. Brown to keep a ferry across the Ocmulgee river near the Long Shoals, on his own land.

A bill to authorise the inferior court of Monroe county to make and convey titles to certain lots or parts of lots in the town of Forsyth to the Baptist and other religious societies.

A bill to repeal an act to compel the clerks of the superior courts to keep their offices at the court house of their respective counties, or within one mile thereof, so far as respects the county of Decatur.

A bill to prohibit the judges of the superior courts in this state from practising as attorneys proctors or solicitors in the district or circuit courts of the United States for the district of Georgia.

A bill to establish and fix the name of the academy at Carnesville in the county of Franklin and to incorporate the trustees thereof.

A bill to repeal all laws and parts of laws which authorise the selling into slavery of free persons of colour.

A bill to alter so much of an act entitled an act to regulate the general elections of this state and to appoint the time of the meeting of the general assembly of this state, so far as the same requires one of the elections in the county of Gwinnett to be held at the house of William Terry.

A bill to compel persons holding academy funds unaccounted for to pay interest in certain cases.

A bill to legalise the acts of deputy clerks of the superior and inferior courts and courts of ordinary under the age of 21 years.

A bill to authorise the trustees and commissioners of Emanuel county academy to establish free schools in said county.

A bill to authorise William Smith to erect a bridge across the Beaverdam creek in the county of Scriven on the road leading from Savannah to Augusta.

A bill explanatory of an act for laying out a town on the Ocmulgee river and for other purposes, passed the 23d December 1822.

A bill to secure to Stephen Pierce the sole and exclusive right of running a line of stage carriages between the cities of Savannah and Augusta for the term of ten years.

A bill to discharge females from the performance of patrol duty.

A bill to authorise Daniel R. W. McRae to plead and practice as an attorney and solicitor in the several courts of law and equity in this state, with amendments ;

A bill to establish and regulate district elections in the county of Liberty, and to remove the battalion and regimental parade ground, with amendments; and

A bill to relieve the inhabitants of Little Satilla or Hardee's neck in the county of Camden from working or performing road duty on the post road, and to appoint commissioners for the same, also to compel all persons within said limit to work on the same, with amendments.

They have agreed to a resolution in favor of Henry L. Jones, late tax collector of Baldwin county.

To which they desire concurrence.

They have disagreed to the report of the joint committee on finance, on the subject of the Alapaha road, and directed me to deliver to senate all the papers and documents on that subject.

The senate resolved itself into committee of the whole on the bill to authorise William Garner to build a dam on the Chatahoochie river and cut a canal from the same, mr. Taylor in the chair. The president resumed the chair, and mr. Taylor reported the bill with amendment.

The senate took up and agreed to the report.

The caption being amended,—

The bill was read the third time, and passed under the title of a bill to authorise William Garner to build a dam on the Chatahoochie river, adjoining his own land, for the purpose of erecting a mill.

The yeas and nays being required thereon, are—yeas 31, nays 17.

Those who voted in the affirmative, are
Messrs.

Baker	Groves	Spann
Beall	Holt	Stocks
Blackshear	Mangham	Strawn
Blackstone	McCrimmon	Swain
Bozeman	McKinne	Tennille
Brown of Decatur	Mobley	Walker
Burney	Montgomery	Wellborn
Cleveland	Phillips	Whitehead
Davies	Sellers	Wooten
Gilmer	Sheffield	Worthy
		Wynn

Those who voted in the negative, are
Messrs.

Allen	Gilmore	Prince
Brown of Hancock	Jones	Stokes
Cook	Little	Taylor
Crawford	Lockhart	Tignor
Gamble	Mitchell	Wimberly
Gibson	Powers	

The senate resolved itself into committee of the whole, on the bill to appropriate monies for the political year 1825, mr. Lockhart in the chair. The president resumed the chair, and mr. Lockhart reported the bill with amendment,

Ordered, that said report lie on the table.

A message from the governor by mr. Pierce his secretary.

EXECUTIVE DEPARTMENT, GEORGIA, }
Milledgeville, 17th Dec. 1824. }

I transmit to the legislature an executive order passed this day in relation to certain grants withheld from the state by John Loving, Samuel Jackson and Fleming F. Adrian, its execution and the report thereon of the secretary of state and surveyor-general. These papers are deposited in the office of the secretary of state for safe keeping, subject to the order of the legislature or either branch of it.

Signed,

G. M. TROUP.

Which, together with its accompanying documents, were read and ordered to lie on the table.

The senate then adjourned until 3 o'clock P. M. of this day.

8 o'clock, P. M.

The senate met pursuant to adjournment.

Mr. Prince called up the resolution of this morning, which was read, amended, agreed to, and is as follows :

Resolved by the Senate and House of Representatives of the State of Georgia, That if by the pending treaty with the Creek Nation of Indians, a further cession of territory should be obtained, and if such territory in its extent, location and quality should, when taken in connection with any other matters which may claim the attention of the legislature, render an extra session expedient, his excellency the governor is requested to convoke both branches of the General Assembly, to meet on the first Monday in May next.

Mr. Holt from the committee appointed to examine the engrossed journals of senate, reported—

That they have examined the ssme up to the 13th instant, and find them engrossed in a style of neatness and correctness which reflect credit on the engrossing clerk, mr. Michael J. Kenan.

Which was read and agreed to.

The senate having postponed further legislative business,

The president took the tribunal seat ; and

The high court of impeachment was opened by proclamation.

The managers and parties having retired,

The President resumed the presidential chair ; and

The senate adjourned until to-morrow morning 10 o'clock.

SATURDAY, 18th December, 1824.

On motion of mr. Prince,

To reconsider so much of the jourual of yesterday as related to the ordering of the bill to apportion the representatives among the several counties in this state, according to the fifth census, for a third reading.

Which was determined in the negative.

The senate took up the message of the house of representatives of yesterday and disagreed to the amendments proposed to the bill to relieve the inhabitants of Little Satilla or Hardee's Neck, in the county of Camden from working or performing road duty on the post road, and to appoint commissioners for the same, &c.

The resolution in favor of Henry L. Jones, late tax collector of Baldwin county, was read and concurred in.

The amendments by the house of representatives to the bill to authorise D. R. W. McRae to plead and practice as an attorney and solicitor in the several courts of law and equity in this state, were read and concurred in.

The senate took up and concurred in the amendments proposed by the house of representatives to the bill to regulate the holding of district elections in the county of Liberty, and to change the battalion and regimental parade ground.

A message was received from the house of representatives by Mr. Dawson, their clerk.

Mr. President,

The house of representatives have passed the following bills of senate, to wit:

A bill to fix the times of holding the superior and inferior courts of the Flint circuit.

And a bill to organise the counties of Appling, Ware, Pike and Upson, and to authorise the Justices of the inferior courts of said counties to select public sites for said counties, and for other purposes, with an amendment.

The senate took up the message and concurred in the amendment made by the house of representatives to the bill to organise the counties of Appling, Ware, Pike and Upson, &c.

A message was received from the house of representatives by Mr. Dawson, their clerk.

Mr. President,

The house of representatives have agreed to the amendments of senate to the bill to be entitled an act to authorise William Garner to build a dam on the Chatahoochie.

They adhere to their amendments to the bill of senate to relieve the inhabitants of the Little Satilla or Hardee's Neck, &c.

They have concurred in the report of the committee on the petition of Thomas Mitchell, surveyor general.

In the report of the joint judiciary committee relative to the Africans.

In the report relative to the commissioners of fortifications at Savannah.

In the report on the petition of Emanuel Womberzee.

In the resolution relative to certain alterations being made in the senate chamber.

In the report of the joint committee on finance.

In the resolution relative to a called session, with an amendment by way of substitute.

In the report of the joint penitentiary committee.

They have agreed to the report of the joint committee on finance, relative to Adam G. Saffold late solicitor-general of the Ocmulgee circuit, and respectfully request the immediate attention of senate to this report, and desire their concurrence,

The senate took up the message and the amendments made by the house of representatives to the bill of senate to relieve the inhabitants of Little Satilla or Hardee's Neck from working on the post road, &c. were read ; and

On motion,

Resolved, That the senate do disagree to all of said amendments and adhere to their original bill, and request a committee of conference.

Ordered, that messrs. Hardee, Baker and Davies be that committee.

The amendment made by the house of representatives to the resolution of senate relative to a called session of the legislature, was read and concurred in.

The report of the committee of finance relative to the accounts of Adam G. Saffold, late solicitor-general of the Ocmulgee circuit, was taken up, read, and on motion to concur therein, it was determined in the negative.

The yeas and nays being required, are—yeas 14, nays 24.

Those who voted in the affirmative, are

Messrs.

Allen	Cook	Taylor
Beall	Jones	Tennille
Bozeman	McKinne	Walker
Brown of Hancock	Mitchell	Wimberly
Coffee	Stocks	

Those who voted in the negative are

Messrs.

Baker	Gilmore	Prince
Blackshear	Groves	Stokes
Blackstone	Hardee	Strawn
Brown of Decatur	Holt	Swain
Cleveland	Little	Tignor
Crawford	Lockhart	Whitehead
Davies	Miller	Wooten
Gamble	Montgomery	Wynn
Gilmer	Phillips	

The following bills were read the third time and passed.

A bill to apportion the representatives among the several counties in this state, according to the fifth enumeration or census.

A bill to change the name of Henry Hill.

A bill to authorise the justices of the inferior court of either county to build bridges over water courses dividing counties.

A bill to amend the several acts establishing a mayor's court in the city of Augusta, and also the several laws incorporating the same.

A bill for the relief of Lovick Pierce of Greene county, and other purchasers of University lands.

A bill to vest in the inferior court of the several counties of this state the exclusive right to appoint notaries public.

A bill to amend the road laws of this state, so far as relates to the county of Baldwin.

The bill to authorise his excellency the governor to appoint commissioners to contract for the building a bridge across the Ocmulgee river at Macon and for other purposes, was read the third time.

And on the question, 'Shall this bill now pass?' it was determined in the affirmative.

And the yeas and nays being required are—yeas 35, nays 0.

Those who voted in the affirmative, are

Messrs.

Baker	Gilmer	Sellers
Blackshear	Groves	Spann
Blackstone	Holt	Stocks
Brown of Decatur	Johnson	Swain
Brown of Hancock	Lamkin	Tennille
Burney	Little	Tignor
Cleveland	Lockhart	Walker
Coffee	McKinne	Wellborn
Cook	Mitchell	Whitehead
Davies	Phillips	Wimberly
Gamble	Powers	Wooten
Gibson	Prince	

Those who voted in the negative, are

Messrs.

Allen	Crawford	Montgomery
Beall	Gilmore	Taylor
Bozeman	Jones	Wynn

The senate resolved itself into committee of the whole on the bill to alter and amend an act more effectually to define the duties of the adjutant-general, division and brigade inspectors, and to regulate their pay, &c. passed 17th December 1823, Mr. Bozeman in the chair. The president resumed the chair, and Mr. Bozeman reported the bill with amendments.

The senate took up and agreed to the report.

The bill was read the third time—

And passed under the title of a bill "to extend the time heretofore allowed by law for division and brigade inspectors to perform their military duties."

The senate resolved itself into committee of the whole on the bill to amend the third section of an act entitled an act pointing out the duty of sheriffs in selling lands under execution, passed the 22d day of December, 1808, mr. Cleveland in the chair. The president resumed the chair, and mr. Cleveland reported the bill with amendment.

On motion to lay it on the table the balance of the session it was determined in the negative.

The yeas and nays being required are—yeas 19, nays 23.

Those who voted in the affirmative, are
Messrs.

Allen	Holt	Prince
Blackshear	Jones	Stokes
Brown of Hancock	Lockhart	Taylor
Cook	McCrimmon	Tignor
Crawford	Montgomery	Whitehead
Gamble	Powers	Wimberly
Gibson		

Those who voted in the negative, are
Messrs.

Baker	Davies	Phillips
Beall	Gilmer	Stocks
Blackstone	Groves	Strawn
Bozeman	Hardee	Tennille
Brown of Decatur	Johnson	Walker
Burney	Little	Wooten
Cleveland	McKiane	Wynn
Coffee	Mitchell	

The report being taken up was agreed to.

The bill read the third time—

And on the question 'Shall this bill now pass?' It was determined in the affirmative.

The yeas and nays being required, are yeas 24, nays 19.

Those who voted in the affirmative, are
Messrs.

Baker	Gilmer	Montgomery
Beall	Groves	Phillips
Blackstone	Hardee	Stocks
Bozeman	Johnson	Strawn
Burney	Larkin	Tennille
Cleveland	Little	Walker
Coffee	McKiane	Wooten
Davies	Mitchell	Wynn

Those who voted in the negative, are
Messrs.

Allen	Gibson	Prince
Blackshear	Holt	Stokes
Brown of Decatur	Jones	Taylor
Brown of Hancock	Lockhart	Tignor
Cook	McCrimmon	Whitehead
Crawford	Powers	Wimberly
Gamble		

The senate resolved itself into committee of the whole on the bill to authorise Ebenezer Jencks to construct a canal from the Ogeechee to the Savannah river, &c. mr. Brown of Hancock in the chair. The president resumed the chair, and mr. Brown reported the bill with amendments.

The senate took up and agreed to the report.

The bill was read the third time—

And on the question 'Shall this bill now pass?' it was determined in the affirmative.

The yeas and nays being required, are yeas 32, nays 13.

Those who voted in the affirmative, are
Messrs.

Allen	Gamble	Strawn
Baker	Gibson	Taylor
Beall	Gilmer	Tennille
Blackstone	Groves	Tignor
Bozeman	Johnson	Walker
Brown of Decatur	Lamkin	Wellborn
Burney	McKinne	Whitehead
Cleveland	Phillips	Wimberly
Coffee	Powers	Wooten
Cook	Prince	Worthy
Davies	Stokes	

Those who voted in the negative, are
Messrs.

Blackshear	Jones	Montgomery
Brown of Hancock	Lockhart	Stocks
Crawford	McCrimmon	Swain
Gilmore	Mitchell	Wynn
Holt		

The senate took up the report from the house of representatives of the committee on agriculture and internal improvement, on the subject of the road from the Alapaha to the Florida line, which was read, amended and concurred in.

The senate resolved itself into committee of the whole on the bill to create a board of public works, and to provide for the commencement of a system of internal improvements, mr. Tignor in the chair. The president resumed the chair, and mr. Tignor reported that they had the same under consideration, and disagreed thereto.

The senate took up the report, and on motion to disagree thereto, it was determined in the negative.

The yeas and nays being required, are—yeas 15, nays 28.

Those who voted in the affirmative are
Messrs.

Allen	Davies	Stokes
Baker	Hardee	Walker
Blackshear	Holt	Wellborn
Bozeman	Prince	Whitehead
Burney	Stocks	Wynn

Those who voted in the negative are
Messrs.

Beall	Groves	Phillips
Blackstone	Johnson	Spann
Brown of Decatur	Jones	Strawn
Brown of Hancock	Lamkin	Swain
Cleveland	Little	Taylor
Cook	Lockhart	Tennille
Crawford	McKinne	Tignor
Gamble	Miller	Wimberly
Gilmer	Mitchell	Wooten
Gilmore		

The senate resolved itself into committee of the whole on the bill to regulate the fees of the clerks of the courts of ordinary in certain cases, mr. Gamble in the chair. The president resumed the chair, and mr. Gamble reported the bill without amendment.

The senate took up and agreed to the report; and

The bill was read the third time and passed.

The senate resolved itself into committee of the whole on the bill to alter and amend an act entitled an act to make permanent the site of the public buildings in the county of Monroe at Forsyth and to incorporate the same, passed 10th December 1823, mr. Wynn in the chair. The president resumed the chair, and mr. Wynn reported the bill without amendment.

The senate took up and agreed to the report; and

The bill was read the third time and passed.

The senate adjourned until 3 o'clock, P. M.

Three o'clock P. M.

The senate met pursuant to adjournment.

On motion of mr. Swain,

Resolved, That the secretary of senate do now inform the house of representatives that the senate is now ready to adjourn, sine die.

Which was read and ordered to lie on the table.

Mr. Groves submitted the following, which was read and ordered to lie on the table, viz :

Whereas experience proves that the proceedings of the General Assembly would be greatly facilitated, and the interest of the good citizens of this state be as strictly adhered to:—and whereas it is important that economy and republican simplicity should be pursued by all deliberative assemblies.

Be it therefore resolved by the Senate and House of Representatives of the State of Georgia in General Assembly met, That the several grand juries in this state be requested at the last term of their superior courts preceeding the meeting of the next general assembly to express their opinions as to the propriety or impropriety of altering the seventh section of the first article of the constitution of this state, so as to reduce the present number of members in the house of representatives, and also as to the propriety or impropriety of laying off the state into senatorial districts, and that the foreman of the several grand juries in this state furnish their next senator with the result of their deliberations on these important subjects, and that the said senators lay the same before this branch of the general assembly at the next meeting thereof.

And be it further Resolved, That the judges of the superior courts be and they are hereby requested to call the attention of the grand juries to this subject at the courts which may be held next before the meeting of the next legislature in the several counties of this state.

The following message was brought from the house of representatives, by mr. Dawson their clerk.

Mr. President,

The house of representatives have agreed to the amendments of senate to the bills of the house, to wit :

The bill more effectually to define the duties of the adjutant general, division and brigade inspectors, and to regulate their pay.

And the bill to amend the 3d section of an act pointing out the duty of sheriffs in selling lands under execution, passed 22d day of Dec. 1808.

And they have agreed to the amendments of senate to the resolutions and report relative to the Alapaha road.

The house of representatives have agreed to a resolution preventing the inspectors of the penitentiary from being contractors.

To a resolution authorising his excellency the governor to send certain books to the newly created counties.

To a resolution appointing a committee to wait on his excellency and inform him that the general assembly is now ready to adjourn sine die.

To which they desire concurrence.

The house of representatives have agreed to the amendments of senate made to the bill authorising Ebenezer Jenks to cut a canal from the Great Ogeechee river to the Savannah.

And they have agreed to a resolution appropriating money for internal improvement.

The senate took up the message and concurred in the resolution preventing the inspectors of the penitentiary from being contractors.

In the resolution authorising his excellency the governor to send certain books to the newly created counties.

In the resolution appointing a committee to wait on his excellency the governor and inform him that the general assembly is ready to adjourn sine die, and joined a committee on their part.

The resolution appropriating money for internal improvements was read and concurred in.

The senate took up the report of the committee of the whole of the bill to appropriate moneys for the political year 1825.

Which was read amended and agreed to.

The bill read the third time and passed.

A message from the house of representatives by mr. Dawson their clerk, informing the senate, that the house had agreed to a resolution appointing a committee of two on their part to join a committee of one to be appointed on part of the senate to examine into the situation of the different banks of this state and report their condition to the next legislature,—and that they have appointed a committee on their part to join such committee as may be appointed on the part of senate to see the unfinished business of the legislature brought to a close.

The senate took up the message and amended the resolution appointing a committee to examine the banks &c. by striking out “one” on the part of senate and inserting “two” and concurred therein as amended—and joined a committee to see the unfinished business brought up, consisting of those heretofore appointed on yesterday.

Mr. Cleveland from the joint committee on public education and free schools made the following report.

Which was read and agreed to.

The joint committee on public education and free schools to whose consideration that part of his excellency’s message relative to public education was submitted, report—

That there is nothing therein contained which claims the immediate attention of this legislature. We would barely observe that there remains much to be done on this great subject, but as the legis-

lature is now near its close, and no general plan of public education having been commenced, your committee conceive that any legislation upon the subject is now impracticable, and beg to be discharged from the further consideration of the matter referred to them.

On motion of Mr. Mitchell,

Resolved unanimously, That the thanks of the senate be and they are hereby given to the honorable Allen B. Powell for the firm independent and able manner in which he has discharged the duties of president of this branch of the general assembly.

On motion of mr. Cleveland,

Resolved, That his excellency the governor be and he is hereby authorised to instruct the sheriff of Habersham county to rent for the year 1825 any improved part or parts of fractional surveys that have not been drawn or sold agreeable to the laws on that subject.

And be it further resolved, That on any persons renting such fraction he shall give note with approved security on twelve months credit, made payable to his excellency the governor, the sheriff retaining five per centum for his services, and he is further ordered to transmit the notes so taken to the comptroller general's office.

Which was read and agreed to.

The senate adjourned until 9 o'clock, P. M.

Nine o'clock, P. M.

The senate met pursuant to adjournment.

Mr Stokes from the committee on enrollment reported as duly enrolled and signed by the speaker of the house of representatives, the following acts.

An act to authorise the justices of the inferior court of either county to build bridges over water courses dividing counties.

An act to apportion the representatives among the several counties in this state according to the fifth enumeration, in conformity to the seventh section of the first article of the constitution.

An act for the relief of Lovick Pierce of Greene county and other purchasers of University lands.

An act to appropriate monies for the support of government during the political year, 1825.

An act to amend an act entitled an act to amend the several acts establishing a mayor's court in the city of Augusta, and also the several laws incorporating said city.

An act to change the name of Henry Hill.

An act to alter and amend an act entitled an act to make permanent the site of the public buildings in the county of Monroe at Forsyth, and to incorporate the same, passed the 10th day of Dec. 1823.

An act to vest in the inferior courts of the several counties of this state the exclusive right to appoint notaries public.

An act to authorise Wm. Garner to build a dam on the Chatahucchie river adjoining his own land for the purpose of erecting a mill.

An act to authorise Ebenezer Jenks to construct a canal from the Ogeechee to the Savannah river, and to vest in him and his representatives the proprietary interest thereof for the term of sixty years.

An act to amend the road laws of this state so far as relates to the county of Baldwin.

An act to regulate the fees of clerks of the courts of ordinary in certain cases.

An act to amend the third section of an act entitled an act pointing out the duty of sheriffs in selling lands under execution, passed 22d day of December, 1808.

An act to extend the time heretofore allowed by law for division and brigade inspectors to perform their military services.

An act to authorise the governor to appoint commissioners to contract for the building of a bridge across the Ocmulgee river at Macon and for other purposes.

An act explanatory of an act for laying out a town on the Ocmulgee river, and for other purposes, passed 23d Dec. 1822.

An act to repeal an act entitled an act to regulate the intercourse between the banks incorporated by the general assembly of the state of Georgia and the bank of the United States and the branches thereof, so far as regards the demands which may be made for specie by the latter upon the former, &c.

An act to vest the poor school fund of the county of Chatham in the Savannah free school society, and the poor school fund of the county of Effingham in the justices of the inferior court of that county.

An act to legalize the acts of deputy clerks of the superior and inferior courts and courts of ordinary under the age of twenty one years.

An act to incorporate the female academy at Harmony Grove in Jackson county.

An act to authorise Wm. Smith to erect a bridge across the Beaverdam creek in the county of Scriven on the road leading from Savannah to Augusta.

An act to amend an act entitled an act for the better regulation and government of the town of Elberton.

An act to incorporate the Savannah St. Andrew's Society.

An act to establish and fix the name of the academy at Carnesville in the county of Franklin, and to incorporate the trustees thereof.

An act to discharge females from the performance of patrol duty.

An act to repeal an act entitled an act to compel the clerks of the superior courts to keep their offices at the court house of their respective counties, or within one mile thereof, so far as respects the county of Decatur.

An act to repeal an act entitled an act to repeal an act alter and change the site of public buildings in the county of Dooly, passed 10th day of December, 1823, and to appoint other commissioners to fix on the site for the public buildings of said county in the room of those heretofore appointed.

An act to establish a ferry on the Ocmulgee river at or near a place called Piney Island in the twelfth district in Houston county.

An act to compel persons holding academy funds in their hands to pay interest in certain cases.

An act to authorise Daniel R. W. McRae, Richard K. Hines, John S. Lewis, Thomas Beall, Lucius L. Whittich, Peter A. Early, Albert Y. Gresham, Iverson L. Harris, Hines Holt, and Lesley Thompson, to plead and practice as attorneys and solicitors in the several courts of law and equity in this state.

An act to change the time of holding the superior court in the county of Burke, so far as relates to the spring term of said court.

An act to change the time of holding the inferior courts in the county of Jasper.

An act to prohibit the judges of the superior courts in this state from practising as attorneys in the district and circuit courts for the district of Georgia.

An act to establish and regulate district elections in the county of Liberty.

An act to secure to Stephen Pierce, the sole and exclusive right of running a line of stage carriages between the cities of Savannah and Augusta for the term of ten years.

An act more particularly to define the qualifications of voters for aldermen of the city of Savannah.

An act to authorise the trustees and commissioners of Emanuel county academy to establish free schools in said county.

An act to alter so much of an act entitled an act to regulate the general elections of this state and to appoint the time of the meeting of the General Assembly of this state, so far as the same requires one of the elections in the county of Gwinnett to be held at the house of Wm Terry.

An act to amend the laws prohibiting slaves from selling certain articles without licence.

An act to fix the times of holding the superior and inferior courts of the Flint circuit.

An act to authorise the inferior court of Monroe county to make and convey titles to certain lots or parts of lots in the town of Forsyth, to the Baptist and other religious societies.

An act to repeal all laws and parts of laws which authorize the selling into slavery of free persons of color

An act to organize the counties of Appling, Ware, Pike and Upson and to authorize the justices of the inferior courts of said counties to select public sites for said counties and for other purposes.

And an act to authorize George A. Brown to keep a ferry across the Ocmulgee river near the Long Shoals on his own land.

Ordered that the committee on enrollment do carry said acts to the excellency the governor for his assent.

On motion of mr. Gamble,

Resolved, That in future when the attorney general or any solicitor general shall make application to the legislature for commissions for money collected or compensation for any service rendered the state, they shall specially set forth from what persons the money has been collected, and what trouble they have been at, and what labor they have bestowed in and about the said collections or services for which they charge, in order that the legislature may have such information as will enable them to do justice both to said officers and the state.

A message from the house of representatives by mr. Dawson their clerk, informing the senate that the house had concurred in the resolution of senate authorising the renting of certain fractions in Ellaberrham county,—and

In the amendments to the resolution appointing a committee to examine into the state of the banks.

The resolution from the house of representatives requesting the governor to draw upon the contingent fund to defray the expenses incurred by the reception of Gen. Lafayette amongst us, was read, and unanimously concurred in.

On motion of mr. McKinnane,

It was unanimously resolved, That the secretary of senate has the approbation of this body, for the excellent and able manner in which he has discharged the duties of his appointment.

A message was received from the house of representatives by mr. Dawson their clerk, informing the senate that the house had concurred in the resolution of senate requiring the attorney-general and solicitors general to set forth in their statement to the legislature for what persons the money upon which they ask commissions has been collected, &c.

Mr. Bozeman presented a warrant upon the treasurer for the payment of the members of senate and its officers.

Which was signed by the president.

Mr. Allen from the joint committee appointed to wait on his excellency the governor informing him that the general assembly were about to adjourn sine die, and to know if he had any further communication to lay before them, Reported—

That they had performed that duty and received for answer from his excellency the governor that he had no further communication to lay before the general assembly.

A message was received from the house of representatives by mr. Dawson its clerk, informing the senate that the house of representatives were ready to adjourn sine die.

Ordered, that the secretary do inform the house of representatives that the senate are ready to adjourn sine die.

Whereupon,

The president adjourned the senate without a day.

RULES OF SENATE:

1st. The president having taken the chair and a quorum being present, the journal of the preceding day shall be read.

2d. No member shall speak to another, or otherwise interrupt the business of senate, or read any printed paper while the journal of public papers is reading, or when any member is speaking in debate.

3d. Each member, when he speaks, shall address the chair standing in his place, and when he has finished, shall sit down.

4th. No member shall speak more than twice in any one debate, on the same day, without leave of senate.

5th. When two members rise at the same time, the president shall name the person to speak; but in all cases, the member first rising, shall speak first.

6th. No motion shall be debated until the same be seconded.

7th. When a motion shall be made and seconded, it shall be reduced to writing, if required by the president or any member, delivered in at the table and read, before the same shall be debated.

8th. While a question is before senate, no motion shall be received, unless for an amendment, for the previous question, or for postponing the main question, or to commit or to adjourn.

9th. The previous question being moved and seconded, the question from the chair shall be, shall the main question be now put? and if the nays prevail, the main question shall not then be put.

10th. If a question in debate contains several points, any member may have the same divided.

11th. When the yeas and nays shall be called for by two members, each member called upon, shall (unless excused by senate) declare openly, and without debate, his assent or dissent, to the question, and upon the call of the house, the members shall be taken by their names in alphabetical order.

12th. Any member intending to ask leave to bring in, or move for a committee to be appointed to report a bill, shall give at least one days notice of such intention, and the title of such bill.

13 h. No bill shall be committed or amended until it shall have been twice read, after which, it may be referred to a committee.

14th. When a member shall be called to order, he shall sit down until the president shall have determined whether he is in order or not; and every question of order shall be decided by the president, without debate; but if there be a doubt in his mind, he shall call for the sense of senate.

15th If a member be called to order for words spoken, the exceptionable words shall immediately be taken down in writing, that the president may be better enabled to judge of the matter.

16th. When a blank is to be filled, and different sums and different days shall be proposed, the question shall be taken on the highest sum, and most distant day, first.

17th. All petitions shall be numbered as they are received, and taken up and decided on in the same order as they were received.

18th. No member shall absent himself from the service of senate, without leave of senate first obtained.

19th. The motion of adjournment shall be the first in order, without debate.

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Bill to extend the corporate limits of, postponed 267.

Bill rep. concerning the election of aldermen in 125, passed 138.

Bill of house of rep. to appoint a public weigher in, postponed 267.

Bill reported to define the qualification of voters for aldermen 157, passed 191 passed h. of rep. 273, enrolled 287.

River—report relating to the navigation of 150, concurred in 163, approved 170.

Saffold, Adam C.—res. of h. of rep. in favor of 278, disagreed to 278.

Schley, Wm—res. of house of rep. in favor of, concurred in 183.

Schools, Free—committee on, appointed 7, returns made to the senatus academicus, referred to and reference to 118.

Report of, agreed to 175, concurred in 265.

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Secretary of senate—com. appointed to examine the papers in the office of 112, report and resolution on agreed to 271.

Authorized to employ an additional clerk 196, conc. in 265.

Senate Chamber—resolution to have alterations made in 122, agreed to 227, concurred in 278.

Sheriffs—bill reported concerning sales of 91, disagreed to 102.

Bill of house of rep. further defining the duties of, passed 280, enrolled 285.

Shiffeld, Wm.—leave of absence 111, 192.

Silvester, Robert C.—elected major-general 165.

Slaves—bill reported to repeal all laws prohibiting the introduction of 63, passed 72, passed house of rep. 148, enrolled 171, assented to 182.

Bill reported to prohibit them from selling certain articles 125, passed 161, passed house of rep. 273, enrolled 287.

Slavery—report on the resolutions of the state of Ohio, proposing the abolition of 95, concurred in 162, approved 170.

Smith, Wm—petition of referred 69, bill reported on 74, passed 86, passed house of 274, enrolled 286.

Solicitors General—res. in favor of, of the Western and Northern circuits, concurred in 145.

Spence, Jared—bill of house of rep. to change the name of, passed 128, enrolled 142.

Spann, Wm.—leave of absence 118.

State of the republic—com. on appointed , report of on the subject of post routes ,

Report on resolutions of Ohio (see slavery) 95.

Report on resolutions of Mississippi 96, conc. in 162, app'd 171.

- Stewart, John*—petition of, referred 35, report on 48, leave to withdraw his papers 60.
Steam Boat Company—memorial of, referred 35, report on 139, agreed to 139, concurred in 163, approved 171.
St. Mary's—bill of house of rep. relating to, passed 205.
Stokes, m.—leave of absence 90.
Stapleton, George—res. of house of rep. in favor of 147, conc. in 147
Stiles, John and others—memorial of referred 112.
St. Andrew's Society—bill reported to incorporate 143, passed 160, passed house of rep. 273, enrolled 286.
Surveyor General requested to transmit certain information relative to contemplated new counties 132, communication from 139.

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- Taylor, mr.*—leave of absence 118.
Tax Collectors—bill reported defining their duties 65, passed 86, passed house of rep. 155, enrolled 171, assented to 182.
 Bill of house of rep. for the relief of certain, postponed 267
 Bill of house of rep. to raise, for support of government, passed 196, reconsidered 203, passed 203, passed h. of rep. 265.
Tennille, mr.—leave of absence 69, 126.
Thompson, major general—letter of resignation from 35, referred to the governor 38.
Tigner, mr.—leave of absence 37, 156.
Tillman, Joseph—bill rep. authorising him to erect a toll bridge 132.
Treasurer—statement of, presented and referred 36, 35.
Treasurers, county—bill reported to appoint 84, passed 98.
Tugalo river—report relating to the navigation of 100.
Twiggs county—petition of sundry citizens of, referred 100.

U.

- Unfinished business*—committee appointed to see it completed 270.

V.

- Veasy, Abner*—bill reported authorising his ferry 113, passed 125, passed house of rep. 273.
Volunteer Company of Jones county—bill of house of rep. relating to, passed 184, enrolled 204.

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- Walker, West and Sarah*—bill reported to divorce 101, negatived 120
Womberzee, E.—memorial of, referred 143, report on 174, agreed to 263, concurred in 277.
Ware, Ann and George—bill of house of rep. negatived 161.
Warrantys—bill reported concerning of 118, disagreed to 137.
Warrant for the pay of members and officers of senate, signed 283.
Wryne county—bill of house of rep. relative to the removal of the court-house in 52, passed 82, enrolled 108.

Weaver, Othniel—memorial of, ref. 71, bill reported 101, balance session 133.

Whitefield, Reuben—petition of, referred 59, bill reported 81, passed

Williams, Henry—elected messenger 4, leave of absence 151.

Peter J.—elected principal keeper of the penitentiary 164.

Wilkinson county academy—bill reported to incorporate 29, passed 71, passed house of rep. 147, enrolled 172, assented to 182.

Wilson, John—elected brigadier-general 165.

Wynn, Richard—qualified assessor of Hall county 269.

Wimberly, Mr.—leave of absence 118.

Y

Young, Willis—petition of, referred 125, report on 126.



